

**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): February 18, 2022**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: NAO-2022-00175, Orange Site**

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

State: *Virginia* County/parish/borough: *Orange City: Orange*

Center coordinates of site (lat/long in degree decimal format): Lat. *38.23048919609202* °, Long. *-78.11886324593394* °  
Universal Transverse Mercator:

Name of nearest waterbody: *Tomahawk Creek*

Name of watershed or Hydrologic Unit Code (HUC): *020801060501- Pamunkey Creek-Lake Anna-Clear Creek*

- Check if map/diagram of review area is available upon request.  
 Check if other sites (e.g., offsite mitigation sites, and disposal sites) 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: February 18, 2022  
 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: 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: *Maps included in the submitted Wetland Delineation Report.*
- 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:
- 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: *Included below*
- USDA Natural Resources Conservation Service Soil Survey: *Included below*
- National wetlands inventory map(s). *Included below.*
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: *Included below*
- 100-year Floodplain Elevation is: *No floodplain present in subject area.*
- Photographs:  Aerial (Name & Date):  
 or  Other (Name & Date): *11/30/2021 – Included in Wetland Delineation Report*
- Previous determination(s). File no. and date of response letter:
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify):

<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.

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND:**

On Tuesday November 30, 2021 Dewberry Engineers Inc. (Dewberry) conducted a Waters of the U.S. (WOUS) and wetland investigation on an approximately 11-acre parcel in Orange County, VA. The property is known as the Dominion Propane Storage and Distribution Facilities - Town of Orange Site, is currently owned by Dominion Energy, and mainly functions as a storage facility.

A wetland delineation was conducted due to future plans to renovate areas of the property. Dewberry investigated any potentially jurisdictional areas within the subject parcel. The methods used to identify potentially jurisdictional WOUS, including wetlands, were those set forth in the 1987 U.S. Army Corps of Engineers Wetland Delineation Manual (Y-87-I), and the 2012 Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Eastern Mountains and Piedmont (Version 2.0).

Two datapoints were taken in topographically lower areas within the site boundaries. No hydric soil was found at either sampling point nor did either datapoint location contain vegetation scoring as hydrophytic. Based on Dewberry's investigation, no jurisdictional features exist within the subject parcel.