

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):** June 24, 2022
- B. DISTRICT OFFICE, FILE NAME, AND NUMBER:** CESWL-RD, Bentonville – Walmart Neighborhood Market – SWL-2012-00147-1
- C. PROJECT LOCATION AND BACKGROUND INFORMATION:**
State: Arkansas County/parish/borough: Benton City: Bentonville
Center coordinates of site (lat/long in degree decimal format): Lat. 36.372 °, Long. -94.189 °
Universal Transverse Mercator: NAD 83/UTM Zone 15, 4025862 Northing, 393353 Easting
Name of nearest waterbody: unnamed tributary to McKisic Creek
Name of watershed or Hydrologic Unit Code (HUC): 11070208
- ☒ 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: June 24, 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: see file
- ☐ 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:
- ☐ USDA Natural Resources Conservation Service Soil Survey. Citation:
- ☐ 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):
or ☐ Other (Name & Date):
- ☒ Previous determination(s). File no. and date of response letter: SWL-2012-00147; August 15, 2012
- ☐ Applicable/supporting case law:
- ☐ Applicable/supporting scientific literature:
- ☐ Other information (please specify):

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: A delineation was submitted in February 2012 which identified one wetland. This wetland was determined to be isolated. This property has now been developed into a commercial building; namely, a Walmart Neighborhood Market. The project area is a small portion of the parking lot and entrance to the store, which are completely paved. Hydric soils will not be found in either concrete or asphalt.

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.

Lisa Boyle
Project Manager

June 24, 2022
Date



NE Wildcat Way

NE Martin Luther King Jr Pkwy

E Central Ave

Walmart Neighborhood Market

Western Union

Coinstar

SWL-2012-00147-1
Walmart Neighborhood Market
Bentonville AR
June 2022
Sheet 1 of 1