



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT
1325 J STREET
SACRAMENTO CA 95814-2922

February 13, 2024

Regulatory Division (SPK-2023-00631)



Dear [REDACTED]:

We are responding to your September 18, 2023, request for an approved jurisdictional determination for the *Forcum Avenue Extension site*. The approximately 42-acre project site is located in the southwestern portion of the Sacramento McClellan Airport, Latitude 38.35857°, Longitude -121.86010°, within the City of Sacramento, Sacramento County, California.

Based on available information, we concur with your aquatic resource delineation for the site, as depicted on the enclosed August 2023, *Figure 3 Aquatic Resources Forcum Avenue Extension Sacramento County, California* drawing prepared by [REDACTED] (*Enclosure 1*). Approximately 0.17 acres of seasonal wetland, 0.33 acres of seasonal wetland swale, and 0.17 acres of Perennial Creek, are present within the survey area. This letter verifies that the location and boundaries of wetlands were delineated consistent with the wetland definition at 33 CFR §328.3(c)(16), the 1987 *Corps of Engineers Wetlands Delineation Manual* (Wetlands Research Program Technical Report Y-87-1), the applicable regional supplements; the location and boundaries of tidal waters conform with the high tide line defined at 33 CFR §328.3(c)(4); the location and boundaries of non-tidal waters conforming with the ordinary high water mark (definition in 33 CFR §328.3(c)(7), Regulatory Guidance Letter 05-05), and any applicable regional guide.

Of these aquatic resources, we have determined that those features identified as SWS-1, SWS-2, SWS-3/SW-4, and PC-1, totaling 0.536 acres are Waters of the United States, pursuant to 33 CFR Part 328, and are regulated under Section 404 of the Clean Water Act. Features SW-1, SW-2, SW-3, SW-5, and SW-6, totaling 0.126 acres, are not Waters of the U.S., regulated under Section 404 of the Clean Water Act or Section 10 of the Rivers and Harbors Act. We are enclosing a copy of the Memorandum for Record prepared to support this Approved Jurisdictional for your site (*Enclosure 2*). This approved jurisdictional determination is valid for five years from the date of this letter unless new information warrants revision of the determination before the expiration date.

This approved jurisdictional determination is valid for five years from the date of this letter unless new information warrants revision of the determination before the expiration date. If you object to this determination, you may request an administrative appeal under Corps regulations at 33 Code of Federal Regulations (CFR) Part 331. A *Notification of Appeal Process (NAP)* and *Request for Appeal (RFA) Form* is enclosed (*Enclosure 3*). If you request to appeal this determination, you must submit a completed RFA form to the South Pacific Division Office at the

following address: Administrative Appeal Review Officer, Army Corps of Engineers, South Pacific Division, CESPD-PDO, 1455 Market Street, 2052B, San Francisco, California 94103-1399, Telephone: 415-503-6574, FAX: 415-503-6646.

In order for an RFA to be accepted by the Corps, we must determine that the form is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that the form was received by the Division Office **within 60 days** of the date of the NAP. It is not necessary to submit an RFA form to the Division Office unless you object to the determination in this letter.

We recommend that you provide a copy of this letter and notice to all other affected parties, including any individual who has an identifiable and substantial legal interest in the property.

The delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation and/or jurisdictional determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

We appreciate feedback, especially about interaction with our staff and our processes.

Please refer to identification number SPK-2023-00631 in any correspondence concerning this project. [REDACTED]

[REDACTED] For program information or to complete our Customer Survey, visit our website at www.spk.usace.army.mil/Missions/Regulatory.aspx.

Sincerely,

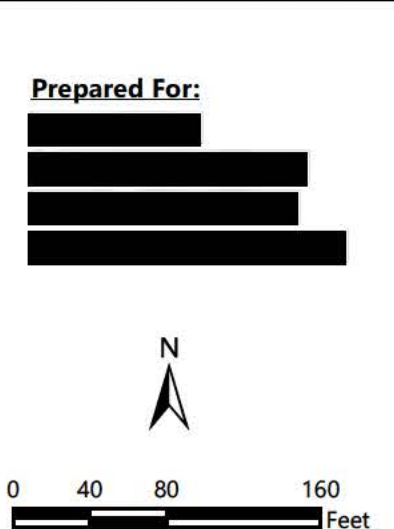
[REDACTED]

Enclosure
CC:

[REDACTED]

AQUATIC RESOURCE FEATURES			
WETLANDS			
Seasonal Wetland			
Feature ID	Acreege		
SW-1	0.008		
SW-2	0.099		
SW-3	0.012		
SW-4	0.039		
SW-5	0.006		
SW-6	0.001		
	0.165		
Seasonal Wetland Swale			
Feature ID	Acreege		
SWS-1	0.228		
SWS-2	0.058		
SWS-3	0.041		
	0.327		
Total Wetlands:	0.492		
OTHER WATERS			
Perennial Creek			
Feature ID	Acreege	Linear Feet	
PC-1	0.170	252	
	0.170	252	
Total Other Waters:	0.170	252	
Total Aquatic Resources: 0.662 acre			

Map Scale: 1 inch = 100 feet
Coordinate System: NAD 1983 State Plane California II
Datum: NAD83 (North American Datum 1983)
Projection: Lambert Conformal Conic
Vertical Data: NAVD88 (North American Vertical Datum 1988)
Aerial Base: Maxar
Aerial Base Flown: 12 April 2022
Topographic Data: 2 foot Contour Interval, Sacramento County
Delineation Performed by: [REDACTED]
Map Prepared by: [REDACTED]
Date Map Prepared: 23 August 2023
Definitions:
 NAD = North American Datum
 NAVD = North American Vertical Datum



- Study Area (42 acres)
 - Reference Point (Longitude, Latitude)
 - Data Point
 - Culvert
 - Drop Inlet
 - Ground Surface Elevation, 2 foot contour
- Aquatic Resources (0.662 acre)**
- Wetlands (0.492 acre)**
 - Seasonal Wetland (0.165 acre)
 - Seasonal Wetland Swale (0.327 acre)
 - Other Waters (0.170 acre)**
 - Perennial Creek (0.170 acre)

Aquatic Resources Delineation
 Forcum Avenue Extension
 Sacramento County, California

[REDACTED]

