RIVERS AND HARBORS ACT SECTION 10 DETERMINATION OF JURISDICTION

Project Name: Sanchez, Carlos

Action ID: SAJ-2008-2738

Applicant: Carlos Sanchez

There are "*navigable waters of the U.S.*" within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

Waterbody: Unnamed, manmade canal

Waters have been determined to be navigable because:

- ☐ Navigation Study
- ☐ Judicial interpretation in a Federal court of law
- ☒ Waters subject to the ebb and flow of the tide
- ☒ Waters are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce. **Explain**: Work is in/over Biscayne Bay, which is presently and historically used for private and commercial vessel traffic.

Project Manager: Audrey Siu

Date: October 27, 2008