



REPLY TO  
ATTENTION OF

## DEPARTMENT OF THE ARMY

PHILADELPHIA DISTRICT CORPS OF ENGINEERS  
1650 ARCH STREET, FIFTH FLOOR  
PHILADELPHIA, PENNSYLVANIA 19103-2004

**August 17, 2023**

Regulatory Branch  
Application Section II

SUBJECT: NAP-2022-01206-46 (Approved Jurisdictional Determination)  
MORRISVILLE MUNICIPAL AUTHORITY KEYSTONE TRADE CENTER  
Latitude and Longitude: 40.138198° and -74.743833°

Mr. Robert Campbell  
Pennoni Associates, Incorporated  
5072 Ritter Road, Suite 102  
Mechanicsburg, PA 17055

Dear Mr. Campbell:

This approved jurisdictional determination (AJD) letter is written with regard to your request for determination of Department of the Army jurisdiction by this office. The lands associated with your request are an approximate 42 acre area depicted as “AJD Request Area” and located just south of the intersection of Sorrells Boulevard and South Port Road (a.k.a. Sinter Road), identified as a portion of Tax Parcel 13-51-1 (54 acres), Borough of Morrisville, Falls Township, Bucks County, Pennsylvania.

The findings of this AJD are documented on the enclosed AJD form (Enclosure 1) and are depicted on the following:

A) Sheet 1 of 2 of a plan prepared by Pennoni Associates, Incorporated, entitled “Keystone Industrial Port Complex, Wetlands Delineation Plan, **FIGURE 5**, Morrisville Borough Municipal Authority, 35 Union Street, Morrisville, PA 19167,” dated 3/10/21, Project MORAM00218, Sheet V0701, un-revised (Attachment E-1) and

B) the attached topographic map within the designated “Project Location” (Attachment E-2).

Pursuant to Section 10 of the Rivers and Harbors Act and Section 404 of the Clean Water Act, a Department of the Army permit is required for work or structures in navigable waters of the United States and the discharge of dredged and/or fill material into waters of the United States, including adjacent wetlands. Any proposal to perform the above activities within any waters of the United States, including wetlands, requires the prior approval of this office.

This office has verified that the plans identified above accurately depict all delineated waters and wetlands in the “JD Request Area”. However, this office has determined that such waters and/or wetlands are NOT subject to Department of the Army jurisdiction under either Section 10 of the Rivers and Harbors Act of 1899 or Section 404 of the Clean Water Act. However, these wetlands and waters might be waters of the Commonwealth of Pennsylvania. You are strongly encouraged to contact the Pennsylvania Department of Environmental Protection (PADEP) Southeast Regional Office (SERO) for them to make a determination as to the status of these aquatic features under Pennsylvania law before discharging any fill material into them.

This 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 U.S. Department of Agriculture (USDA) program participants, or anticipate participating in USDA programs, you should request a certified wetland determination from the local office of the Natural Resources Conservation Service prior to starting work.


This AJD is valid for a period of five (5) years. This AJD is issued in accordance with current federal regulations and is based upon the existing site conditions and information provided by you in your application. This office reserves the right to reevaluate and modify this AJD at any time should the existing site conditions or federal regulations change, or should the information provided by you prove to be false, incomplete or inaccurate.

You may request an administrative appeal of this AJD if you **do not** accept this determination. Enclosed (Enclosure 2) you will find a combined Notification of Appeal Process (NAP) and Request for Appeal (RFA) form. Should you wish to appeal this determination, you must submit a completed RFA form to the North Atlantic Division Office within 60 days of the date on the form. Additionally, for the appeal to be accepted, the Corps must determine that it is complete and that it meets the criteria for appeal under 33 CFR Part 331.5. The form should be submitted to Andrew Dangle, Regulatory Program Manager, at [Andrew.C.Dangle@usace.army.mil](mailto:Andrew.C.Dangle@usace.army.mil). If you do not have the means to submit this form electronically, you may send it by mail to the Division office at:

US Army Corps of Engineers North Atlantic Division  
Attn: Andrew C. Dangle(CENAD-PD-OR)  
Fort Hamilton Military Community  
301 John Warren Avenue, First Floor  
New York, NY 11252-6700

If you have any questions regarding this matter, please contact me at (215) 656-6731 (office), 215-605-7029 (cell), at [David.J.Caplan@usace.army.mil](mailto:David.J.Caplan@usace.army.mil), or write to the above address.

Sincerely,

 Digitally signed by  
Glenn R. Weitknecht  
Date: 2023.08.17  
10:23:22 -04'00'

Glenn Weitknecht  
Section Chief, Applications Section II

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COMMENTS: A site inspection by personnel of this office was performed on Feb. 10, 2023.  
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Enclosures

Copies Furnished (with plans):

PADEP, SERO  
Bucks County Conservation District  
Scott Bush (GHD)