



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

JUN 21 2018

REPLY TO THE ATTENTION OF:

W-15J

Colonel Samuel Calkins
District Engineer
St. Paul District Corps of Engineers
180 5th Street East, Suite 700
St. Paul, Minnesota 55101

Re: Clean Water Act Section 401 Certification for the Corps of Engineers 2018 Regional General Permits as Applied on Indian Reservations in Minnesota and Wisconsin

Dear Colonel Calkins:

The U.S. Environmental Protection Agency, Region 5 (EPA) has made its 401 certification decisions for the 2018 Clean Water Act Section 404 Regional General Permits (RGPs). The RGPs were issued by the U.S. Army Corps of Engineers, St. Paul District, on December 20, 2017. The RGPs replace most of the currently available RGPs authorized for use in the St. Paul District. The RGPs provide streamlined authorization for regulated minor activities in waters of the United States including: beach creation and nourishment, beach raking, minor discharge of less than 400 square feet, construction of piers and docks, activities on previously filled navigable waters, transportation projects, utility projects, and construction of wildlife ponds.

EPA has completed its review of the RGPs and its consultation with the appropriate tribes. EPA concludes that the RGPs comply with applicable water quality standards. EPA hereby issues Clean Water Act Section 401 Certification with no conditions. This certification is applicable to all Native American reservations in Minnesota and Wisconsin with the exception of: the Mole Lake Band of Sokaogon Chippewa, the Fond du Lac Band of Lake Superior Chippewa, the Grand Portage Band of Lake Superior Chippewa, the Bad River Band of Lake Superior Chippewa, the Lac du Flambeau Band of Lake Superior Chippewa and the Leech Lake Band of Ojibwe. Leech Lake has requested formal consultation with EPA. Once EPA has completed the consultation process with Leech Lake, EPA will make its final Section 401 decision for that reservation.

If you have any questions, or if we can be of further assistance, please contact Janice Cheng of my staff at (630) 483-1184 or cheng.janice@epa.gov.

Sincerely,



Linda Holst
Acting Division Director
Water Division

cc: Jill Bathke, St. Paul District, Corps of Engineers (via email)
Shane Bowe, Red Lake Band of Chippewa (via email)
Gabrielle Holman, Bois Forte Band of Chippewa (via email)
Greg Bunker, Stockbridge -Munsee Community (via email)
Debra Dirlum, Lower Sioux Indian Community (via email)
Jeremy Bloomquist, St. Croix Chippewa Indians of Wisconsin (via email)
Scott Walz, Shakopee Mdewakanton Sioux Community (via email)
Monica Hedstrom, White Earth Band of Chippewa (via email)
Dan Tyrolt, Lac Courte Oreilles Band of Lake Superior Chippewa (via email)
Michael Northbird, Minnesota Chippewa Tribe (via email)
Perry Bunting, Mille Lacs Band of Ojibwe (via email)
Heather Pyatskowitz, Menominee Indian Tribe of Wisconsin (via email)
Jim Snitgen, Oneida Nation (via email)
Nate Guldan, Forest County Potawatomi Community (via email)
Randy Poelma, Ho-Chunk Nation (via email)
Gabrielle VanBergen, Red Cliff Band of Lake Superior Chippewa, (via email)
Barbara Long, Upper Sioux Indian Community (via email)
Gabriel Miller, Prairie Island Indian Community (via email)
Ben Benoit, Leech Lake Band of Ojibwe (via email)