

## PUBLIC NOTICE

### Clean Water Act, Section 401 - Certification of Utility Regional General Permit Enbridge Line 5 Horizontal Directional Drilling Project at Bad River Meander

The U.S. Army Corps of Engineers (ACOE) is reviewing pre-construction notifications for the Enbridge Line 5 Horizontal Directional Drilling (HDD) Project under the Utility Regional General Permit. The proposal would use horizontal directional drilling to install a new pipeline at a depth of approximately 60 feet below the Bad River.

#### Project Summary

The proposed project area is located 60' beneath *Mashkiiziibii* (Bad River) and includes adjacent wetlands, with an estimated temporary wetland impact of 15.7 acres. The project will take approximately six months to complete and will include vegetation clearing and excavation at the HDD entry and exit points and near those locations. The HDD process includes drilling a hole that will accommodate a 30-inch pipeline over a length of approximately 8,200 feet (1.55 miles). The project may require dewatering of the project area and may require the use of additives to be mixed with the drilling mud for lubrication.

**In accordance with Section 401 of the Clean Water Act (CWA), the Bad River Band of Lake Superior Tribe of Chippewa Indians is evaluating the submitted materials to determine if there is reasonable assurance—with conditions attached—that the activities associated with the Army Corps of Engineers' authorizations will be consistent with relevant water quality considerations.**

**The Tribe seeks comments on its proposed CWA Section 401 Certification of the Army Corps' authorization for this project.** All comments are considered during the project review. Additional information may be obtained by contacting the Natural Resources Director at (715) 682-7123 or [nrdirector@badriver-nsn.gov](mailto:nrdirector@badriver-nsn.gov). Written comments may be sent via email or post office to:

Naomi Tillison, Natural Resources Director  
Bad River Tribe's Natural Resources Department  
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[nrdirector@badriver-nsn.gov](mailto:nrdirector@badriver-nsn.gov)

**Comment deadline is November 10, 2020.**

#### Background

The Bad River Band of Lake Superior Chippewa holds 401 Certification authority over federal permits authorized by the US Army Corps of Engineers. The 401 Certification by the Bad River Band ensures that the activities authorized by such permits are consistent with the Bad River Water Quality Standards and other relevant water quality considerations.

Posted: October 12, 2020