

Fond du Lac Band of Lake Superior Chippewa Reservation Business Committee

1720 Big Lake Rd.
Cloquet, MN 55720
Phone (218) 879-4593
Fax (218) 879-4146

August 4, 2020



Kurt Thiede
Regional Administrator
United States Environmental Protection Agency, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

Chairman
Kevin R. Dupuis, Sr.

Secretary/Treasurer
Ferdinand Martineau, Jr.

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Wally J. Dupuis

Dist. II Representative
Bruce M. Savage

Dist. III Representative
Roger M. Smith, Sr.

Executive Director,
Tribal Programs
Miyah M. Danielson

Executive Director,
Tribal Enterprises
Terry Savage

Re: Certification of Proper Adoption of Tribal Water Quality Standards, as amended

Dear Mr. Thiede:

On July 8, 2020, the Fond du Lac Reservation Business Committee (RBC) approved amendments to the Fond du Lac Band of Lake Superior Chippewa's water quality standards, FDL Ordinance 12/98. These amendments were drafted after lengthy review of ordinance terminology and policy, technical analysis and incorporation of twenty years of water quality monitoring and research, and in consideration of newer federal criteria. The RBC has directed me to certify to you that these amendments to our water quality standards were duly approved according to Fond du Lac tribal governing procedures.

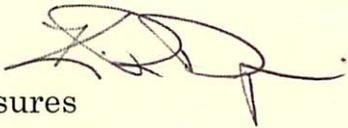
The Fond du Lac Band of Lake Superior Chippewa derives its authority to regulate and set water quality standards applicable to the entire Reservation from its inherent powers as a sovereign nation, including its power to protect the health and safety of all persons within the exterior boundaries of the Reservation. The United States Supreme Court has also recognized the rights of Indian tribes to the use of waters which arise on, border, traverse, underlie or are encompassed within an Indian reservation, whether created by treaty, agreement, executive order, congressional act or secretarial order. The Fond du Lac Band is governed by the Minnesota Chippewa Tribe Constitution and Bylaws, adopted in 1964, which delegates governing authority for each of six constituent reservations to Reservation Business Committees (Tribal Councils).

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The Fond du Lac Environmental Program published hearing notices, provided draft amendments to the standards for public review, and held a public meeting on December 3, 2018. The RBC approved the amendments by resolution after consideration of input received from this public participation process. I certify that these amendments to the tribal water quality standards were approved in accordance with the laws of the Band.

Sincerely,

Kevin R. Dupuis, Sr.
Chairman



Enclosures

cc: Tera Fong, Water Division Director
David Pfeifer
Aaron Johnson