

FOND DU LAC BAND OF LAKE SUPERIOR CHIPPEWA 401 WATER QUALITY CERTIFICATION PROGRAM

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Fond du Lac



Band of Lake
Superior Chippewa

Wetlands
Open Water

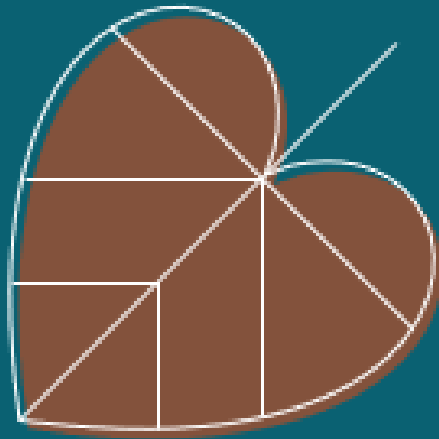
Fond du Lac
Reservation

STATE OF
MINNESOTA

MINNEAPOLIS

Sources: Esri, TomTom, Garmin,
FAO, NOAA, USGS, ©
OpenStreetMap contributors,
and the GIS User Community

401 WQ CERTIFICATION HISTORY



Water Quality Standards developed in 1998

WQS updated in 2001

EPA approved WQS in 2001

Developed WQ Certification process in 2006

401 WQ CERTIFICATION PROCESS

Pre-Filing
Meeting Set &
RPT Set

Public Notice
issued/Technical
Review Begins

WQ Certification
Finalized

Application
Received and
Reviewed for
"Completeness"

Draft WQ
Certification
Prepared



WQ CERTIFICATION PROCESS (CON'T)

- **Main Processing:**

- *Review/Recommendation: Office of Water Protection*
- *Decision: Resource Management Division Director*

- **Appeal Processing:**

- *Review: Environmental Program Manager*
- *Decision: Reservation Business Committee
(Tribal Council)*



USACE NATIONWIDE CERTIFICATION

- Completed certifications in 2017 and 2020.
- Engaged in the 401 Certification Process but not the public comment period.
- Deny any new discharges to Outstanding Reservation Resource Waters
- Approve *with* conditions other areas within the extant of the FDL Reservation.
- Have not denied a specific NWP activity.
 - FDL does deny certain general permits

