



REGION 5

CHICAGO, IL 60604

Draft 11/9/2023

Grant of Water Quality Certification Without Conditions

Nett Lake WWSL

Permit No. MN-0059447-6

The Nett Lake Wastewater Stabilization Lagoon is located within the Bois Forte Indian Reservation, Nett Lake, Minnesota, St. Louis County. The Bois Forte Band of Chippewa is a federally recognized Indian Tribe. The U. S. Environmental Protection Agency, Region 5 is issuing National Pollutant Discharge Elimination System (NPDES) Permit No. MN-0059447-6, under Section 402 of the Clean Water Act, for discharge from the Nett Lake Wastewater Stabilization Lagoon. The discharge from this facility is located within the exterior boundaries of the Bois Forte Indian Reservation. The receiving water for the discharge is a wetland that drains into Nett Lake within the Reservation.

The State in which the discharge originates is responsible for issuing the CWA Section 401 certification pursuant to CWA Section 401(a)(1). When a NPDES permit is issued within Indian Country, the Tribe is the certifying authority where the Tribe has been approved by EPA for Treatment as a State (TAS) pursuant to CWA Section 518(e) and 40 CFR § 131.8. Where a Tribe does not have TAS, EPA is the certifying authority. The Bois Forte Band of Chippewa does not have TAS for the reservation where the discharge occurs. Therefore, EPA is responsible for issuing the CWA Section 401 Certification for this permit.

EPA hereby certifies that the discharge, as authorized by the NPDES permit for the Nett Lake Wastewater Stabilization Lagoon will comply with applicable water quality requirements, as defined at 40 CFR § 121.1(n).

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Tera L. Fong
Director, Water Division