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November 15, 2019

Mr. Kevin Molloy  
Resource Management & Assistance Division  
520 Lafayette Road N  
St. Paul, MN 55155-4194

Subject: Enbridge Energy, Limited Partnership  
Line 3 Replacement Project  
Section 401 Water Quality Certification Request

Dear Mr. Molloy:

This letter, dated November 15, 2019, transmits Enbridge Energy, Limited Partnership's ("Enbridge") request to the Minnesota Pollution Control Agency ("MPCA") for water quality certification under the authority of Section 401 of the Clean Water Act ("CWA"), 33 USC 1251 et. seq. ("November 2019 401 Request") and Minnesota Statutes, chapters 115 and 116 and Minnesota Rules, chapters 7001.1400-1470, 7050, 7052 and 7053 for the portion of the Line 3 Replacement Project ("Project") outside of the exterior boundaries of the Fond du Lac Reservation ("FdL Reservation") in St. Louis County and Carlton County, Minnesota. On April 15, 2019, the Fond du Lac Band of Lake Superior Chippewa ("FdL") issued a Section 401 water quality certification having found reasonable assurances that the portion of the Project within the exterior boundaries of the FdL Reservation will comply with the Fond du Lac Band of Lake Superior Chippewa Water Quality Standards of the Fond du Lac Reservation, Ordinance #12/98, as amended.

Enbridge's November 2019 401 Request consists of a Section 401 water quality certification antidegradation assessment ("Section 401 WQC Assessment") that includes seventeen attachments ("Assessment Attachments"). The Assessment Attachments provide information MPCA requested during the agency's review of Enbridge's October 29, 2018 Section 401 water quality certification request ("October 2018 401 Request"). By letter dated September 27, 2019, ("September 2019 MPCA Letter"), MPCA denied without prejudice the October 2018 401 Request because resolution of the Project's state environmental impact statement ("EIS") process would not be possible prior to expiration of the CWA one-year deadline, "...rendering the MPCA unable to exercise its entire range of 401 Certification authorities prior to expiration."

The September 2019 MPCA Letter stated that should Enbridge re-apply for Section 401 water quality certification, it would need to provide MPCA the following additional information to provide reasonable assurance of compliance with state water quality standards: (1) a revised pre- and post-construction monitoring plan for aquatic resources, and (2) a revised proposal for compensatory wetland mitigation. Enbridge's November 2019 WQC Request includes this required information: (1) Section 401 WQC Assessment Attachment N is the requested revised

wetland and waterbody monitoring plan; (2) Section 401 WQC Assessment Attachment Q is the requested revised compensatory wetland mitigation plan.

The September 2019 MPCA Letter identified a third piece of additional information MPCA requires: "oil spill response modeling to assess the impacts of a spill (and strategies, as appropriate, to avoid, minimize, and mitigate such impacts) in Lake Superior and the Lake Superior watershed." The letter noted that spill response modeling will be prepared during the EIS process.

Please contact me at (218) 522-4751 or [Bobby.Hahn@enbridge.com](mailto:Bobby.Hahn@enbridge.com) if you have any questions regarding Enbridge's November 2019 MPCA Section 401 WQC Request.

Sincerely,



Bobby Hahn  
Supervisor, Environment Projects (US)  
Line 3 Replacement Project

Enclosure: Antidegradation Assessment - Section 401 Water Quality Certification (November 2019)

cc: Melissa Kuskie, MPCA Manager-Certifications, Environmental Review & Rules Section  
Chad Konickson, US Army Corps of Engineers, St. Paul District, Regulatory Branch  
Chief  
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