WC-15J

Michael Wiggins Jr., Chairman
Bad River Band of Lake Superior Tribe of Chippewa Indians
P.O. Box 39
Odanah, Wisconsin 54861

Re: Anticipated Bypass and Notice of Noncompliance

Dear Chairman Wiggins:

We are in receipt of your Operations Manager Patrick Hunt's email of October 22, 2014, providing notice to the U.S. Environmental Protection Agency of the need for an anticipated bypass at the Bad River Wastewater Treatment Plant (WWTP) pursuant to Part II, Section B.3.c. of the Bad River WWTP's National Pollutant Discharge Elimination System permit (WI-0036587-4) and notice of anticipated noncompliance as required by Part II, Section D.2 of the above permit.

We have reviewed the information provided and based on this information we believe that you will meet the criteria outlined in Part II, Section B.3.d(1)(a-c) of the above permit for a bypass.

On the basis of the information submitted, we approve the bypass of 90,000 gallons of wastewater so that work can continue on the WWTP upgrades. We do request that you provide an evaluation of possible effects that the bypass may have on water quality and what steps will be taken to limit those effects.

Thank you for your efforts to protect water quality. If you have any questions, feel free to contact Dean Maraldo at (312) 353-2098.

Sincerely,

Tinka G. Hyde
Director, Water Division

cc: Pat Hunt, Operations Manager, Bad River Utilities
Naomi Tillison, Water Resource Specialist, Bad River Band