Region 5 Water Division Tribal Consultation
Bi-Annual Summary
October 1, 2012

Completed: 4/1/12 – 9/30/12				
WD Program/Contact	Dates of consultation	Action	Tribe(s)	Result
Watersheds & Wetlands Jean Chruscicki	8/15 – 9/30/12	Sault Ste. Marie Area Tributaries TMDL in MI	5 – Grand Traverse Band, Little Traverse Bay Band, Little River Band, Bay Mills, Sault Ste. Marie, And cc'd CORA	No Response from Tribes
Watersheds & Wetlands Jean Chruscicki	6/28 – 7/27/12	Inform of Lake St. Croix TMDL in MN & WI	3 – MN Chippewa Tribe (Mille Lacs Band), St. Croix Chippewa Indians of WI, Fond du Lac Band of Lake Superior Chippewa	No response
NPDES Sean Ramach	8/16 – 10/1/12	WI Rules pertaining to Water Quality-Based Thermal Effluent Limitation Calculation Procedures	All Tribes in WI and Lac Vieux Desert and Prairie Island	Informational call held on 9/18/12 – no tribes called in. Consultation call on 9/26/12, one tribe (Bad River) had 2 questions, no concerns.
Wetlands Melanie Haveman	8/1 – 9/17/12	EPA's decision to either reaffirm, modify, or withdraw the Agency's objection to a proposed state permit to fill wetlands for the construction of Marquette County Road 595	30 tribes in MI, WI and MN and cc'd CORA and GLIFWC	Comments from Tribes and public still being reviewed
Watersheds & Wetlands	7/10 – 8/8/12	Tainter Lake and Lake Menomin TMDLS in WI	1 Tribe, Lac Courte Oreilles	No response. Follow-up calls made, no responses. TMDL

David Werbach				finalized.
Watersheds & Wetlands Janice Cheng	???	Beltrami County Hwy 39	1 – Red Lake	
WQB: Barb Mazur/Kathleen Mayo	May 4, 2012 through May 22, 2012	Chloride variance, Angola, Indiana	Pokagon Band of Potawatomi	Teleconference held. Tribe initially wanted formal consultation; however all issues were worked out with tribal environmental staff. Tribe indicated no further consultation needed. Variance approved by EPA on 5/22/12.
WQB: Christine Wagener	August 14, 2012 through August 30, 2012	Mercury variance, Stevens Point, WI	Ho Chunk Nation	Summary document developed for Tribe. Tribe indicated no further consultation needed. Variance approved by EPA on 9/24/12
WQB: David Pfeifer/Kathleen Mayo	August 30, 2012 through September 25, 2012	Indiana antidegradation rules	Pokagon Band of Potawatomi	Summary document developed for Tribe. Met with environmental staff on 9/25/12. Rules to be approved Sept/Oct 2012. Tribe has no concerns. Email from tribe to follow.
WQB: Christine Wagener	September 21, 2012 - open	Mercury variance, Sparta, WI in Monroe County	Ho Chunk Nation	Waiting for Tribal response on whether or not further consultation is needed.
WQB: Robie Anson	August 27, 2012 -	Mercury variance, Tomah, WI	Ho Chunk Nation	Summary document developed for Tribe. Waiting for Tribal response on whether or not further consultation is needed.
WQB: Pete Jackson	August 29, 2012 -	Chloride variance, Arpin, WI in Wood County	Ho Chunk Nation	Summary document developed for Tribe. Waiting for Tribal response on whether or not further consultation is needed.
WQB: Pete Jackson	September 7, 2012 -	Chloride variance, Milan, WI in Marathon County	Ho Chunk Nation	Waiting for Tribal response on whether or not further consultation is needed.
Wetlands: Janice Cheng	September 13, 2012	Section 401 Certification	Leech Lake Tribe	

		for AG for Waterfowl Mitigation		

Planned: 10/1/12- 3/31/13				
WD Program/Contact	Projected dates of consultation	Action	Tribe(s)	Comment
Watersheds & Wetlands Paul Proto	October 2012	MN 303(d) List	Tribes in MN	
Watersheds & Wetlands Paul Proto	October 2012	Minnesota Statewide Mercury TMDL revision (coinciding with the 2012 IR)	Tribes in MN	
Water Division Kate Balasa	November 2012	Regional Climate Change Implementation Plan	All Tribes in R5	
WQB: Christine Wagener/Kathleen Mayo	December, 2012 -	Mesabi Nugget mining company requests variances to State of MN water quality standards for hardness, specific conductivity, total dissolved salts (solids) and bicarbonates.	Grand Portage, Fond du Lac, Bois Forte and potentially other Tribes with treaty rights in MN ceded territory. Potentially authorized tribal organizations such as GLIFWC and 1854 Authority may also be included.	Draft consultation plan under development.
WQB: Robie Anson	May, 2012 -	Western Lake Superior Sanitary District requests variances to State of MN water quality standards for mercury	Grand Portage, Fond du Lac, Bad River, Red Cliff.	Summary document developed for Tribes.
WQB: Candice Bauer/Dave Pfeifer/Kathleen Mayo	September, 2012 -	Michigan copper criteria for state's water quality standards program.	Keweenaw Bay Indian Community, Lac Vieux Desert and multiple tribes	Summary document for tribes currently under development. Outreach planned for multiple tribes via email, mail to tribal leaders, TCOTs, teleconference.

			with ceded territory interests.	