Message

From: Melgin, Wendy [melgin.wendy@epa.gov]
Sent: 11/24/2015 2:15:31 PM
To: Burdick, Melanie [Burdick.Melanie@epa.gov]
Subject: FW: PolyMet NorthMet Proposed Section 404 Permit - Information on Tailings Waste Seepage Assumptions
Attachments: WaterLegacyPolyMetTailingsSeepageBrief&Figures(Nov.2015).pdf; DonLeeOpinionPolyMetTailings BasinPerformanceFinal(Nov.22,2015).pdf

---

From: Hyde, Tinka
Sent: Tuesday, November 24, 2015 8:11 AM
To: Swenson, Peter <swenson.peter@epa.gov>; Melgin, Wendy <melgin.wendy@epa.gov>
Cc: Henry, Timothy <henry.timothy@epa.gov>
Subject: FW: PolyMet NorthMet Proposed Section 404 Permit - Information on Tailings Waste Seepage Assumptions

Please take a look – let's discuss during our meeting at noon. Thanks

---

From: Paula Maccabee [mailto:pmaccabee@justchangelaw.com]
Sent: Tuesday, November 24, 2015 8:06 AM
To: Hyde, Tinka
Cc: Wester, Barbara; McKim, Krista; Walts, Alan; Sedlacek, Michael
Subject: PolyMet NorthMet Proposed Section 404 Permit - Information on Tailings Waste Seepage Assumptions

Dear Ms. Hyde,

Under 33 U.S.C. §1344(c) and §1344(q), the U.S. Environmental Protection Agency (EPA) has a duty as well as an opportunity to object to, to elevate and to veto a proposed Clean Water Act Section 404 permit that violates the Clean Water Act and implementing regulations.

Attached with this email, please find a briefing summary pertaining to PolyMet tailings seepage prepared on behalf of WaterLegacy along with illustrative figures. Attached, please also find an expert opinion of Dr. Donald W. Lee, a mechanical engineer and hydrologist who has reviewed both the PolyMet Supplemental Draft Environmental Impact Statement (SDEIS) and the Final Environmental Impact Statement (FEIS) to provide his opinion on the projected performance of the PolyMet tailings waste facility.

The attached WaterLegacy briefing materials will be incorporated into and Dr. Lee's expert opinion will be submitted with comments of WaterLegacy on or before December 14, 2015 on the adequacy of the PolyMet FEIS and the appropriateness of issuing PolyMet a Clean Water Act Section 404 permit.

Please do not hesitate to contact me if you have any questions regarding these materials.

Sincerely yours,

Paula Maccabee, Esq.
JUST CHANGE LAW OFFICES
1961 Selby Ave.
St. Paul MN 55104
phone: 651-646-8890
fax: 651-646-5754
Cell: 651-775-7128

e-mail: pmaccabee@justchangelaw.com
http://www.justchangelaw.com

Advocacy Director/Counsel for WaterLegacy

CONFIDENTIALITY NOTICE: The information contained in this e-mail is
confidential, may be legally privileged, and is intended only for the
use of the party named above. If the reader of this e-mail is not the intended recipient,
you are advised that any dissemination, distribution, or
copying of this e-mail is strictly prohibited. If you have received this
e-mail in error, please immediately notify us by telephone at
651-646-8890 and destroy this e-mail.