

July 17, 2020 (via email)

Mr. Charles Uhlarik
U.S. Army Corps of Engineers – Detroit District
Environmental Analysis Branch Chief
477 Michigan Avenue
Detroit, MI 48236-2550

RE: 2020 Placement of Dredged Material on North End of MN Point

Dear Mr. Uhlarik:

This correspondence is submitted by the Minnesota Pollution Control Agency (MPCA) under authority of Section 401 of the Clean Water Act, Minn. Stat. chs. 115 and 116, and Minn. R. 7001.1400 – 7001.1470. Condition 2 of the MPCA's Section 401 Water Quality Certification (401 Certification) Program's approval letter to the United States Army Corps of Engineers (USACE), dated May 1, 2020, related to the Best Management Practices (BMP) that must be used during the 2020 Dredged Materials Placement activities along the Northern Portion of the Lake Superior side of Minnesota Point in Duluth, Minnesota, required the following:

2. **Placement of dredged material into the Project site must not occur unless a human health risk assessment has been completed to determine potential risks from the dredged material and MPCA has determined that risks are acceptable.** The MPCA will make this determination no later than 14 days after receipt of the USACE's human health risk assessment.

The USACE submitted a final human health risk assessment to the MPCA on June 24, 2020. The MPCA's Water Quality Standards Unit has since reviewed the assessment and additional data, as explained in the attached memo to the 401 Certification Program, dated July 16, 2020, and concluded that no unacceptable risks exist for human health associated with exposure to the dredged materials. Therefore, the USACE may now proceed to place dredged materials into the project site, as conditionally authorized by both the MPCA Section 401 Certification issued to USACE March 1, 2019, and the aforementioned May 1, 2020, MPCA BMP approval letter.

If you have any questions regarding this correspondence or require further information, please contact me at 651-757-2577 or via email at kevin.molloy@state.mn.us.

Sincerely,

/S/ Kevin Molloy
401 Certification Program
Environment and Energy Section
Resource Management and Assistance Division

cc: Melissa Bosman, USACE-Detroit