



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

Draft 3/20/2023

REISSUANCE
Permit No. MN-0067938-4

Grant of Water Quality Certification Without Conditions

The SMSC Water Reclamation Facility is located within the Shakopee Mdewakanton Sioux Indian Reservation, Prior Lake, Minnesota, Scott County. The Shakopee Mdewakanton Sioux Community is a federally recognized Indian Tribe. The Environmental Protection Agency (EPA), Region 5 is issuing National Pollutant Discharge Elimination System (NPDES) Permit No. MN-0067938-4, under Section 402 of the Clean Water Act (CWA), for discharge from the SMSC Water Reclamation Facility. The discharge from this facility is located within the exterior boundaries of the Shakopee Mdewakanton Sioux Indian Reservation. The receiving water for the discharge is an unnamed wetland complex (Latitude: 44°43'27.356" N, Longitude: 93°28'17.184" W) within the Reservation.

The State in which the discharge originates is responsible for issuing the CWA Section 401 certification pursuant to CWA Section 401(a)(1). When a NPDES permit is issued within Indian Country, the Tribe is the certifying authority where the Tribe has been approved by EPA for Treatment as a State (TAS) pursuant to CWA Section 518(e) and 40 CFR § 131.8. Where a Tribe does not have TAS, EPA is the certifying authority. The Shakopee Mdewakanton Sioux Community does not have TAS for the reservation where the discharge occurs. Therefore, EPA is responsible for issuing the CWA Section 401 Certification for this permit.

EPA hereby certifies that the discharge, as authorized by the NPDES permit for the SMSC Water Reclamation Facility will comply with the water quality requirements, as defined at 40 CFR 121.1(n).

Draft 3/20/2023

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Director, Water Division