



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

MAY 09 2016

REPLY TO THE ATTENTION OF

WN-16J

Rebecca Flood, Assistant Commissioner
Water Policy
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

Re: MPCA's Legal Authority to Implement its Authorized NPDES Program While Working Under Laws of Minnesota 2015, 1st Spec. Sess. Chapter 4, Article 4, Section 136

Dear Ms. Flood:

The U.S. Environmental Protection Agency received your letter of May 2, 2016 requesting an extension until Friday July 1, 2016 to provide a written opinion from the office of the Minnesota Attorney General regarding the State's authority to continue to implement its authorized National Pollutant Discharge Elimination System (NPDES) Program in light of the apparent prohibitions enacted in the Laws of Minnesota 2015, 1st Spec. Sess. Chapter 4, Article 4, Section 136 ("2015 law").

By this letter I am granting your request for an extension to Friday July 1, 2016, I look forward to getting the Attorney General statement by July 1, 2016, if not sooner.

Sincerely,

A handwritten signature in blue ink that reads "Tinka G. Hyde".

Tinka G. Hyde
Director, Water Division

cc: Jeff Stollenwerk, MPCA - Duluth
Ann Foss, MPCA - St. Paul