111 WEST 16TH AVENUE ▼ SUITE 400
ANCHORAGE, AK 99501
P 907.278.3602 ▼ F 907.276.3924

APPENDIX D

to

Comments of Bristol Bay Native Corporation
on
EPA Region 10's Proposed Determination to Prohibit and Restrict the Use of Certain Waters within Defined Areas as Disposal Sites: Pebble Deposit Area, Southwest AK;
Docket ID No. EPA–R10–OW–2022–0418

Submitted to the U.S. Environmental Protection Agency
September 6, 2022

Appendix D—Scientific and Technical Reports Related to Army Corps Administrative Record (file no. POA-2017-00271) and Associated Environmental Impact Statement for the Proposed Pebble Mine Project

The Proposed Determination of the U.S. Environmental Protection Agency Region 10 Pursuant to Section 404(c) of the Clean Water Act—Pebble Deposit Area, Southwest Alaska ("2022 PD") asks the public to submit comments that identify documents from the U.S. Army Corps of Engineers ("USACE") administrative record that EPA Region 10 should consider in its decision-making process for this Clean Water Act ("CWA") Section 404(c) action. Numerous highly-qualified scientific and technical experts submitted reports throughout the USACE CWA permitting process for the 2020 Mine Plan and associated National Environmental Policy Act ("NEPA") process as well as during EPA's peer-reviewed scientific process culminating in the 2014 Bristol Bay Watershed Assessment ("2014 Watershed Assessment"). These scientists closely reviewed baseline data and application materials from the Pebble Limited Partnership ("PLP") and concluded that impacts such as those posed by PLP's 2020 Mine Plan would cause significant adverse effects to the aquatic ecosystem.

Bristol Bay Native Corporation ("BBNC") closely followed the 2014 Watershed Assessment, NEPA, and CWA processes for the proposed Pebble Mine and thus has extensive knowledge of the administrative records available to support EPA's 2022 PD. In this Appendix, BBNC has attached the most relevant scientific and technical reports from these administrative records, the vast majority of which were also submitted to the USACE record during the permitting process.

These reports demonstrate the conservative nature of USACE's Final Environmental Impact Statement findings and the concrete scientific basis for the EPA's action to protect the headwaters of Bristol Bay from the unacceptable adverse effects from mining the Pebble deposit.

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Appendix D Reports submitted to EPA via email due to file size limitations of www.regulations.gov.