



To: Cheryl Loudon, Lansing Board of Water and Light
CC: Paul M. Collins, Miller, Canfield, Paddock, and Stone P.L.C.
Lori Myott, Lansing Board of Water and Light
From: Stu Kogge, PWS, GEI Consultants, Inc. (GEI)
Carlin Grundemann, PE, GEI Consultants, Inc. (GEI)
Date: December 20, 2019
Re: Location Restriction Analysis/Wetland 257.61; GEI Project No.
1900212

EPA's 40 CFR 257.61 requires all new CCR landfills, existing and new CCR surface impoundments, and all lateral expansions of CCR units to not be located in wetlands, as defined in 40 CFR 232.2, unless the unit meets the requirements of 40 CFR 257.61(a)(1) through (5). GEI is submitting this document to demonstrate that the Erickson Station CCR impoundment system is located in wetlands, however those wetlands are not regulated by the State of Michigan pursuant to Section 30305 (1) and (4)(b) of Part 303, Wetland Protection, of the Natural Resources and Environmental Protection Act, P.A. 451 of 1994, as amended. Specifically, the current CCR impoundment system is located entirely within the footprint of the original CCR impoundment system that was constructed in 1970 as part of a NPDES permit and was constructed and operated as a water treatment pond in compliance with the requirements of state or federal water pollution control laws, respectively.

