



Forest County Potawatomi Community
P.O. Box 340, Crandon, Wisconsin 54520

June 13, 2012

Via E-mail & US Mail

Bart Sponseller
Wisconsin Dept. of Natural Resources
PO Box 7921
Madison WI 53707-7921

Re: Forest County Potawatomi Community Class I Redesignation
AQRVs and Threshold Effects Levels

As you know, the Forest County Potawatomi Community ("FCPC" or the "Tribe") has been engaged in a decades-long process to exercise its sovereign rights and protect air quality on and around its reservation through the Class I Air Redesignation Process. The more recent actions in the process result from the October 7, 2010 Memorandum of Understanding (the "MOU") between the Tribe and the Wisconsin Department of Natural Resources (the "Department"), which includes provisions requiring the Tribe to take certain actions with respect to its air quality related values ("AQRVs"). In particular, the MOU provides that "on or before July 31, 2012, FCPC has the right to change the Existing AQRVs or add AQRVs ('New AQRVs') and shall establish threshold effects levels for the Existing AQRVs and New AQRVs."

As part of the process envisioned in the MOU, the Tribe has not changed the Existing AQRVs (namely, Aquatic Systems and Water Quality), but has now established two additional New AQRVs: Visibility and Vegetation. The Tribe engaged experts to assist in the establishment of the AQRVs and related threshold effects. Enclosed you will find the following reports prepared by these experts discussing the Tribe's AQRVs and establishing the associated threshold effects levels for each of these AQRVs:

- *Establishment of Threshold Effects for the Forest County Potawatomi Community (FCPC) Class I Air Quality Related Values (AQRV)*, submitted by E&S Environmental Chemistry, Inc. (Timothy J. Sullivan, Ph.D);
- *Development of Ozone Thresholds for Vegetation Air Quality Related Value (AQRV)*, submitted by A.S.L. & Associates (Allen S. Lefohn, Ph.D and Robert C. Musselman, Ph.D. (USDA Forest Service)); and,
- *Forest County Potawatomi Community: AQRV Project – Visibility Report*, submitted by Air Resources Specialists, Inc. (Howard Gebhart).

As you acknowledged during our April 20, 2012 meeting, the reports' authors are the preeminent experts in their respective fields. Their detailed findings supporting the establishment of the threshold effects levels for each AQRV are impressive.

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With this transmittal, we believe that the Tribe has satisfied its obligation under the MOU. We continue to appreciate our sovereign-to-sovereign relationship with the State of Wisconsin, and look forward to continuing our collaborative working relationship with the Department to ensure that the Tribe's Class I area receives the required protections for current Tribal members and future generations. Please contact me with any questions or concerns.

Sincerely,


Natalene Cummings
Air Resources Specialist

C: Pat Stevens *(via e-mail)*
Mike Scott *(via e-mail)*
Steve Dunn *(via e-mail)*
Andrew Stewart *(via e-mail)*
Marty Burkholder *(via e-mail)*
Neal Baudhuin *(via e-mail)*
Dr. Carl Watras *(via e-mail)*