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May 10, 2021

Ben Callan
Wisconsin Department of Natural Resources
Chief, Integration Services Section
Environmental Analysis & Sustainability Program
101 South Webster Street
Madison, WI 53707-7921

**Re: WDNR Water Resources Application for Project Permits
Waiver of Timing Restrictions for Utility Project Waterway Permits**

Dear Ben:

Enbridge Energy, Limited Partnership (“Enbridge”) has prepared the enclosed updated information (provided electronically) requesting modification of the Waiver of Timing Restriction Request (“waiver request”). Enbridge submitted a waiver request to the Department of Natural Resources (“DNR”) as Attachment P (Timing Restriction Waiver Request Form) on August 28, 2020 as part of Enbridge’s proposed Line 5 Wisconsin Segment Relocation Project (“Project”) application materials (Water Resources Application for Project Permits).

Enbridge’s original waiver request submitted in August 2020 was developed based on the Project anticipated schedule at that time and requested authorization for placement and removal of temporary clear span bridges during the restricted periods of March 1 to June 15 (warmwater streams) and September 15 to May 15 (coldwater streams). This waiver request was discussed in the Project’s Environmental Impact Report (“EIR”) section 6.5.3.1.

Enbridge is requesting to modify the waiver request to include instream activities associated with pipeline installation, in addition to the placement and removal of temporary clear span bridges that was originally requested. Approval of this request would provide Enbridge with flexibility in the construction schedule and allow for greater efficiency to minimize the length of time that the construction right-of-way and respective stream crossings are disturbed by construction activities and allow construction and associated restoration to proceed in a sequential process. Enbridge is including the attached revised table included as Attachment F (Wetland and Waterbody Crossing Table) of Enbridge’s Supplemental application materials. The table lists location information (latitude and longitude), county, name of waterbody, waterbody designation, and waterbody characteristics for all waterbody features crossed by the Project workspace. Minor updates to the table have been made and are shown in BOLD text.

Information on waterbody characteristics and photographs have previously been submitted to the DNR as Supplement Attachment C (filed in February 2020) and Supplement Attachment C-1 (filed in July 2020) of the Wetland and Waterbody Survey Report filed as part of the Project Application. Wetlands and waterbodies were delineated during the 2019 and 2020 survey efforts.

A description of waterbody crossing techniques and bridging is included in the Environmental Protection Plan ("EPP"), filed as Attachment D of the EIR and in Section 4.5 of the EIR. Enbridge proposes to use temporary clear span bridges with no instream supports. Bridges will conform to requirements of NR320. Proposed bridge types are listed in the attached table, and diagrams of the bridge types were included as EIR Attachment L.

If you have questions about the information presented in the attached materials, please contact me at (218) 390-9254.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe McGaver". The signature is written in a cursive style with a large initial "J" and "M".

Joe McGaver, PE
Technical Manager Environment
Enbridge Energy, Limited Partnership

Enclosures:

- Digital copy of Waiver of Timing Restrictions for Utility Project Waterway Permits Request Form
- Revised Wetland and Waterway Table (submitted as Supplement Attachment F of the Supplemental Application materials)

cc: with enclosures: Adam Mednick, Wisconsin Department of Natural Resources
Bill Sande, U.S. Army Corps of Engineers