



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Environmental Conservation

Division of Water
Office of the Director

P.O. Box 111800
Juneau, Alaska 99811-1800
Main: 907.465.5180

October 4, 2022

Garfield MacVeigh
Constantine Mining LLC
800 West Pender Street, Suite 320
Vancouver, British Columbia
V6C 2V6 Canada

Re: Commissioner's Remand

Dear Mr. MacVeigh:

In a decision issued on September 6, 2022, Alaska Department of Environmental Conservation (DEC) Commissioner Jason Brune remanded the Conditional Approval to Construct and Adoption of New References at the Palmer Project dated May 27, 2022 authorized by Waste Management Permit 2019DB0001. The Commissioner's remand included specific instructions to the Division of Water. The three enclosures respond to the Commissioner's directives.

A person authorized under a provision of 18 AAC 15 may request an informal review of a contested decision by the Division Director in accordance with 18 AAC 15.185 and/or an adjudicatory hearing in accordance with 18 AAC 15.195 – 18 AAC 15.340. See DEC's "Appeal a DEC Decision" web page <https://dec.alaska.gov/commish/review-guidance/> for access to the required forms and guidance on the appeal process. Please provide a courtesy copy of the adjudicatory hearing request in an electronic format to the parties required to be served under 18 AAC 15.200. Requests must be submitted no later than the deadline specified in 18 AAC 15.

If you have questions, please contact me at (907) 465-5307 or randy.bates@alaska.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Randy Bates".

Randy Bates
Director

Enclosures: Conditional Approval to Construct and Adoption of New References at the Palmer Project
Waste Management Permit 2019DB0001
Response to Comments dated October 4, 2022

CC: Jason Brune, Commissioner, DEC
Emma Pokon, Deputy Commissioner, DEC
Gene McCabe, DEC
Allan Nakanishi, DEC
David Khan, DEC
Jennifer Currie, DOL
Cody Doig, DOL
Cameron Jimmo, DOL
Julie Pack, DOL
Kate Harper, DNR, Anchorage
Allegra Cairns, Constantine Mining
Jack DiMarchi, Core Geoscience
Kimberley Strong, Chilkat Indian Village
Jones Hotch, Jr., Chilkat Indian Village
Brian Willard, Chilkat Indian Village
Eric Colon, Earthjustice
Jeremy Lieb, Earthjustice
Dennis Geasan
Natalie Dawson, Audubon
Meredith Trainor, SEACC
Derek Poinsette, Takshanuk Watershed Council
Timothy June
Dan Opalski, EPA
Mathew Martinson, EPA
Susan Poulson, EPA
Jamey Stoddard, EPA