

Environmental Justice in the Great Lakes

The Battle Against the Black Snake: Line 5

Whitney Gravelle, President
Bay Mills Indian Community



The Issue: Line 5 Dual Pipelines

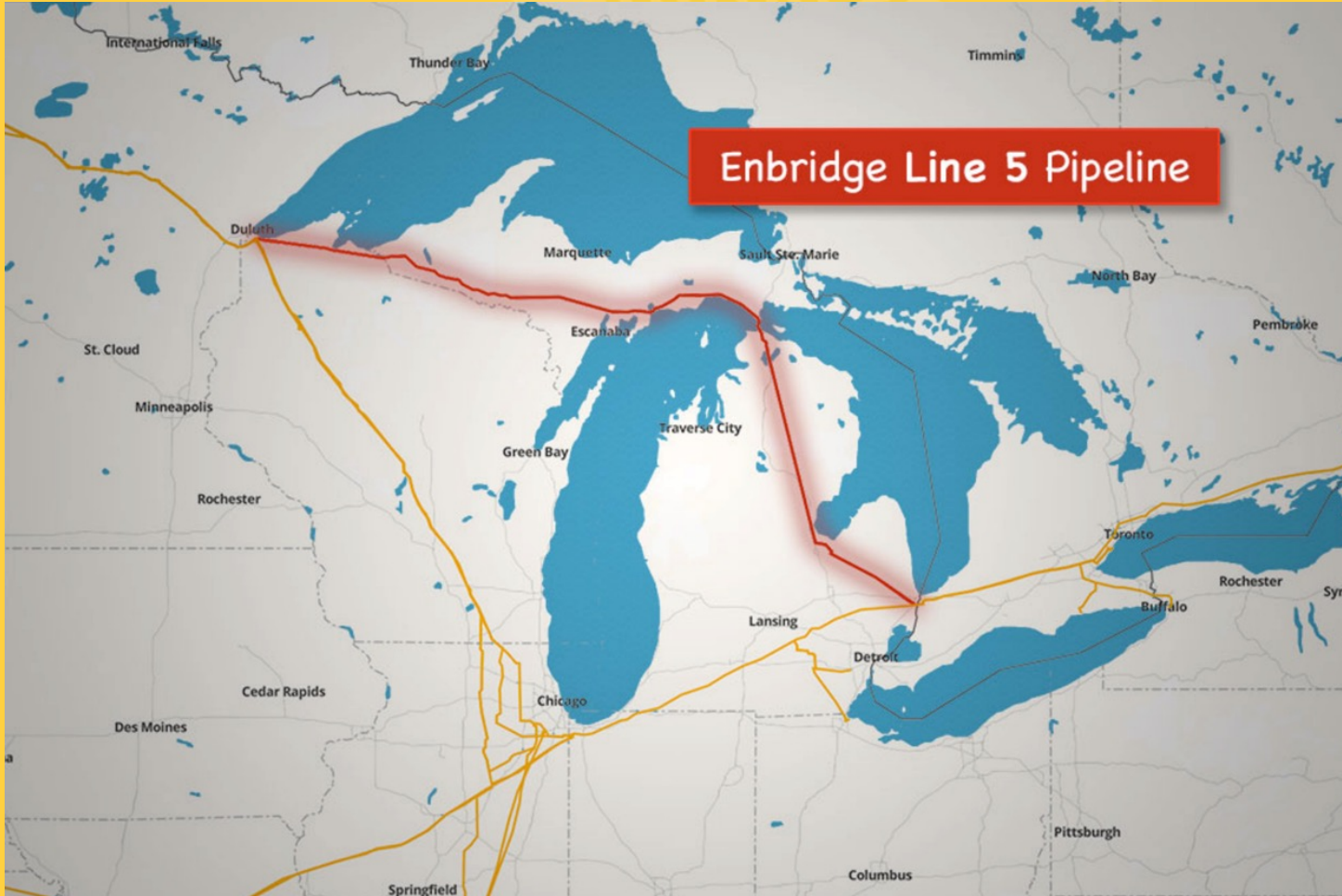


Image Credit: Retire Line 5



Image Credit: NHPB



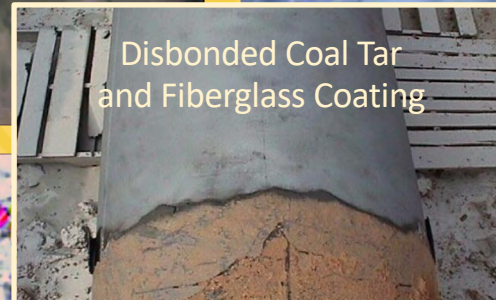


Image Credit: OWDM

UofM Study concludes 700 Miles of Shoreline, 17,000 Square Miles of Water, are vulnerable

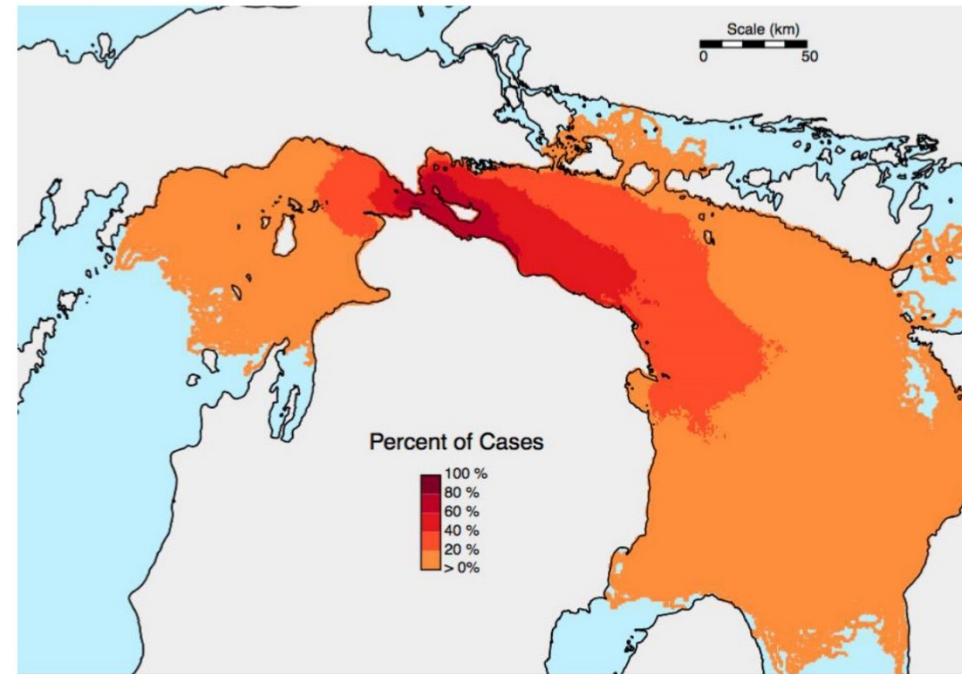
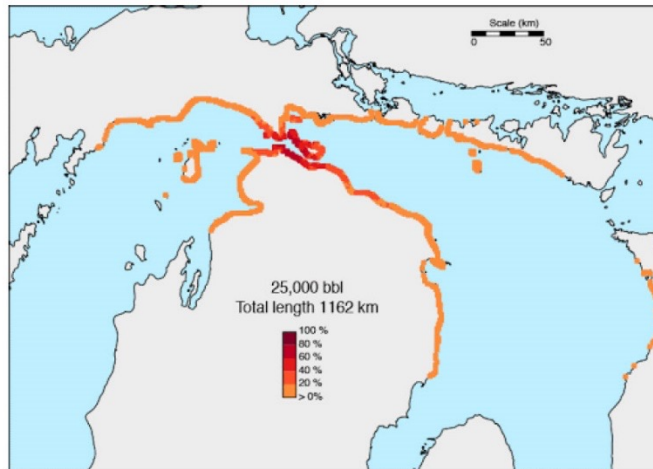


Image Credit: UofM



4/24/2018 4:42:38 PM

Enbridge Energy's 2018 Anchor Strike

H: 277.1 °
D: 234.59 ft
Temp: 50.2 °F



Image Credit: MLive

Enbridge Energy's 2020 Anchor Strike



19106d N
00098d W

19343d N
9901d W
234.70

9158d N
933d W
166.30

11:48 AM
06/18/2020



Image Credit: MLive



Active Line 5 Processes

- Line 5 Dual Pipelines
 - Bad River Band v. Enbridge Energy
 - Enbridge Energy v. State of Michigan
 - People of Michigan v. Enbridge Energy
 - International Negotiations: 1977 Pipeline Transit Treaty
- Line 5 Tunnel Project
 - Case No. U-20763 Michigan Public Service Commission
 - Permit 1: Contested Case Petition w/ Environment Great Lakes and Energy Department
 - Permit 2: U.S. Army Corps of Engineers – Section 106 / Cooperating Agency
 - Mackinac Straits Corridor Authority
- Cultural Resource Work
 - Tribal Historic Preservation Officers
 - Advisory Council on Historic Places
 - Bois Blanc Island Township



Consultation

- Treaty Trust Responsibility
- Executive Orders
- Policies
- Regulations
- Free, Prior, and Informed Consent?



Cooperating Agency

- United States Army Corps of Engineers
 - National Environmental Policy Act
 - National Historic Preservation Act
- NOT Consultation
- Cooperation & Coordination
- Capacity, Responsibilities, and Obligations



Image Credit: Kayla Perron



Litigation

- Litigating Party
- Amicus Curiae
- Administrative Procedures
- Building Partnerships
 - State of Michigan
 - Non-Profits
 - Environmental Groups

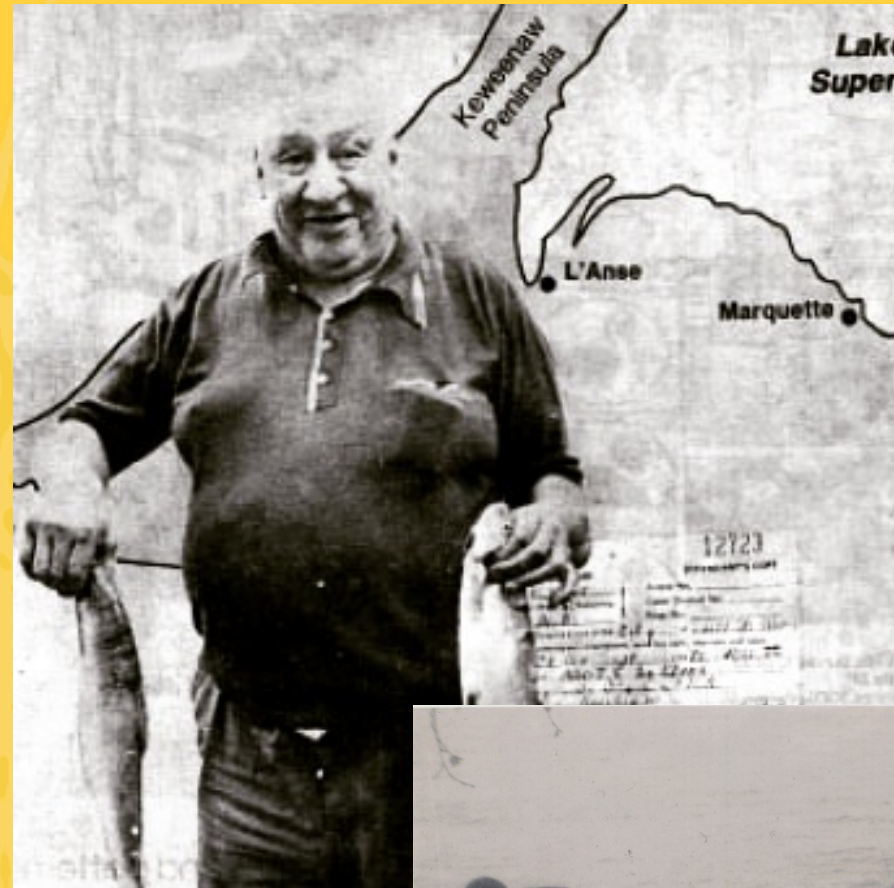


Image Credit: Bay Mills History Department



Community Engagement



- Communication
- Education
- Unity
- Forgiveness
- Foresight



Lessons Learned

- Purpose & Capacity
- Outcomes & Deliverables
- Roles & Responsibilities
- Cooperation & Collaboration
- Communication & Advocacy



“The arc of the moral universe is long, but it bends toward justice.” - MLK

Endurance, Steadfast, and Cautious Optimism



Chi Miigwetch to my
amazing team:

Rebecca Liebing
Aubrey Maccoux-LeDux
Brian Wesolek
Paula Carrick
Kayla Perron
Native American Rights Fund
Earthjustice

