

May 26, 2021

President Joseph R. Biden, Jr.
1600 Pennsylvania Avenue
Washington, DC 20500

Dear President Biden,

With renewed urgency, as melting ice has left pristine waters perilously unprotected, we are following up our March 8th letter — signed by 370 organizations across the country¹ — to again implore you to take swift action to revoke the Enbridge Line 3 tar sands oil pipeline permit and put a stop to this dramatic undermining of your immediate priorities². As you know, Line 3 poses a significant threat to water, Indigenous rights, and our global climate, and its rushed construction in the midst of the COVID-19 pandemic is delivering quantifiable danger to Minnesotan communities and energy workers alike. Worldwide, more than 8 million people died from fossil fuel pollution in 2018 alone — nearly 1 out of 5 total global deaths³, and COVID-19 comorbidities were well established in 2020.

Due to the urgency of the climate crisis and the fact that Indigenous leaders have not consented to the Line 3 project⁴, large-scale, non-violent civil disobedience is now being organized for early June along the Line 3 pipeline route. This decision was not made lightly by organizers, especially after witnessing the violent, militarized police response to water protectors at Standing Rock. Yet, due to countless unanswered calls from Indigenous leaders and other experts to halt Line 3 construction, revoke or suspend the 404 permit, or respect Indigenous rights and Treaties, escalation on the ground is now underway. Concerned citizens of all kinds are traveling from across the nation, heeding the call of Indigenous leaders⁵. We are deeply concerned for peoples' safety and health. None of us want further harms or mass arrests for communities on the ground protecting water, the global climate, and Indigenous lands.

The situation calls for Presidential action.

We urge you to direct the Army Corps of Engineers to immediately reevaluate and suspend or revoke Enbridge's Line 3 Clean Water Act Section 404 permit. The Army Corps failed to consider significant information on Line 3's impacts in reaching its original determination, including the risks of oil spills, climate change effects, and consequences to Indigenous

¹ ["Act Now To Stop Line 3,"](#) Letter to President Biden from 370 organizations, March 8, 2021

² ["The Biden-Harris Administration Immediate Priorities,"](#) The White House

³ ["Deaths from fossil fuel emissions higher than previously thought: Fossil fuel air pollution responsible for more than 8 million people worldwide in 2018,"](#) Harvard John A. Paulson School of Engineering and Applied Sciences

⁴ ["Tribes Defend Minnesota Waterways From Dangerous Line 3 Pipeline: Representing the Red Lake Band of Chippewa Indians, the White Earth Band of Ojibwe, Honor the Earth, and Sierra Club, Earthjustice is fighting the pipeline in federal court,"](#) Earthjustice

⁵ ["Treaty People Gathering"](#) coordination site

peoples. The Army Corps also refused to prepare a federal Environmental Impact Statement for Line 3, despite overwhelming evidence that the project would have significant impacts.

As you indicated in your Day One Executive Order, “the United States must [...] exercise vigorous climate leadership in order to achieve a significant increase in global climate action and put the world on a sustainable climate pathway. Leaving the Keystone XL pipeline permit in place would not be consistent with my Administration’s economic and climate imperatives.”⁶ The same logic applies to Line 3, and all federal fossil fuel infrastructure permits, which would undermine your objectives by locking in fossil fuel dependence for decades to come.

Climate scientists warn that we must keep the vast majority of known fossil fuels reserves in the ground and drastically reduce greenhouse gas emissions before 2030 to achieve international climate goals⁷. Accordingly, your administration cannot afford to continue approving fossil fuel infrastructure permits. Doing so prolongs the use of fossil fuels and encourages unwise investment⁸. Analysis has shown that building Line 3 would unlock the emissions equivalent to building 50 coal plants⁹, costing society more than \$287 billion in climate impacts in just its first 30 years of operation. Adding such fuel to the fire in the midst of our climate crisis is unacceptable.

Your unprecedented goals for climate action, for Federal respect of Tribal sovereignty, for environmental justice, and for science¹⁰ all demand you revoke or amend the Line 3 presidential permit, as you did for Keystone XL (KXL). Your rejection of the KXL permit strongly signaled that the Biden administration will deliver a historic break from the reckless fossil fuel giveaways of the Trump administration. Line 3 would be the same diameter as KXL, would carry the same heavy tar sands oil through the Midwest, and was also inappropriately permitted by the Trump administration. Canceling the Line 3 permit is consistent with canceling the KXL permit and is foundational to fulfilling your transformative, intersectional promises.

The *Battle for the Soul of the Nation* is on full display in Minnesota¹¹. In the state’s largest public comment period on Line 3, 94% of the comments submitted opposed construction of the pipeline¹². Since 2014, thousands of Minnesotans have participated in hearings, made calls, written letters, and organized in their communities to oppose Enbridge’s Line 3. Hundreds of thousands of Americans across the country, from all walks of life, have joined them in opposing the project. Line 3 is a clear danger to climate, water, and land, and undermines the Indigenous rights and cultural foundations of the Anishinaabe people.

⁶ [“Fact Sheet: President-elect Biden’s Day One Executive Actions Deliver Relief for Families Across America Amid Converging Crises,”](#) The White House

⁷ [“Special Report: Global Warming of 1.5°C,”](#) Intergovernmental Panel on Climate Change; [The Paris Agreement](#), United Nations Framework Convention on Climate Change

⁸ [“The #ClimatePresident Action Plan 10 Steps for the Next Administration’s First 10 Days: Actions on Fossil Fuels,”](#) Center for Biological Diversity

⁹ [“A Giant Step Backward: Carbon Impact of the Line 3 Pipeline,”](#) MN350

¹⁰ [“The Biden-Harris Administration Immediate Priorities,”](#) The White House

¹¹ [“BUILD BACK BETTER: JOE BIDEN’S JOBS AND ECONOMIC RECOVERY PLAN FOR WORKING FAMILIES,”](#) Biden Harris Democrats

¹² [“Findings of Fact and Conclusions of Law in the Matter of the Line 3 Project,”](#) Minnesota Public Utilities Commission

Enbridge's *new* "replacement" route crosses the 1854 and 1855 treaty territory where Anishinaabe people retain the right to hunt, fish, gather medicines, and harvest wild rice. The impact of construction — or worse, an oil spill — would permanently damage their ability to exercise these rights. Three Tribal governments and hundreds of Anishinaabe and Dakota community members in Minnesota are actively opposing this pipeline. Building Line 3 would carry on a legacy of state- and U.S. government-sanctioned oppression, directly contradicting your important promises to strengthen Nation-to-Nation relationships with Tribal Nations and Indigenous peoples.

The new Line 3 route crosses 227 lakes and rivers, including the headwaters of the Mississippi River and rivers that feed directly into Lake Superior, putting all those waterways at imminent risk of a spill from the 760,000 barrels of tar sands oil that would flow daily. Tar sands oil sinks in water, making it nearly impossible to clean up from wetland areas¹³. A spill could destroy prize fishing lakes and sacred wild rice beds, and gut the local economy.

Enbridge's negligent 2010 spill of over 1 million gallons of tar sands oil from its aging Line 6B into the Kalamazoo River demonstrated the immensity of this threat, with a cleanup cost of over \$1.2 billion¹⁴. Enbridge's newer pipelines are no safer than its old ones. Since 2002, the company's pipelines have had 73 spills due to equipment installed less than 10 years prior¹⁵. Enbridge has shown it cannot be trusted to protect precious bodies of water like the Mississippi River.

Moreover, according to the state of Minnesota's own analysis, Enbridge failed to demonstrate Line 3 is needed, and did not provide a legally required oil demand forecast — a part of the process that is even more critical in a world of rapidly changing oil markets and climate policy. The Minnesota Department of Commerce recommended Line 3 be denied approval¹⁶, and the judge responsible for presiding over the case issued a legal recommendation that Enbridge's proposal did not meet the standards set by state law.

Your Administration's announcements on protecting our nation's lakes and rivers, cleaning up aging and retired fossil fuel infrastructure currently polluting delicate environments, and building a clean energy economy powered by good, union jobs have set the vision and direction for the United States and the world—with Glasgow on the horizon. Together this mandate comes the inseparable and urgent need to stop fossil fuel companies from further entrenching the fatal fossil fuel era with dangerous projects like Line 3, which threaten to hamper your goals for decades into the future. To successfully and authentically Build Back Better, your Administration must promptly revoke the Line 3 permit.

Thank you for your attention to this urgent matter.

¹³ ["Spills of Diluted Bitumen from Pipelines: A Comparative Study of Environmental Fate, Effects, and Response,"](#) National Academies of Sciences, Engineering, and Medicine

¹⁴ ["New price tag for Kalamazoo River oil spill cleanup: \\$1.21 billion,"](#) Michigan Live

¹⁵ ["Dangerous Pipelines: Enbridge's History of Spills Threatens Minnesota Waters,"](#) Greenpeace USA

¹⁶ ["Minnesota Dept of Commerce again appeals approval of Enbridge pipeline,"](#) Star Tribune

Signed,

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