

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF WATER RESOURCES

**NOTICE OF PUBLIC COMMENT:
AMENDMENTS TO THE
RULES AND REGULATIONS FOR THE PRIORITY DETERMINATION SYSTEM
FOR FEDERAL AND STATE ASSISTANCE TO LOCAL GOVERNMENTAL UNITS
FOR CONSTRUCTION OF WATER POLLUTION ABATEMENT PROJECTS**

The Director of the Rhode Island Department of Environmental Management (“DEM”) proposes amendments to the **Rules and Regulations for the Priority Determination System for Federal and State Assistance to Local Governmental Units for Construction of Water Pollution Abatement Projects**. The proposed amendments have been drafted in order to complement changes made by Congress to the Clean Water State Revolving Fund program, facilitate the administration of the Project Priority List, to update the project rating criteria, and to comply with the State’s regulation recodification initiative.

Notice is hereby to afford interested parties an opportunity to submit data, views, or arguments in writing on the proposed amendments. DEM encourages submission of written comments. Written comments on the proposed amendments should be sent to the DEM Office of Water Resources at the address below no later than 4:00 P.M. July 17, 2017.

Pursuant to Chapters 46-12 and 42-35 of the Rhode Island General Laws, a public hearing has been tentatively scheduled to consider these proposed amendments, if requested. Requests for a Public Hearing must be submitted in writing to the attention of Office of Water Resources at the address indicated below. Notice should be taken that if DEM receives a request from twenty-five (25) people, a governmental agency or subdivision, or an association having no less than twenty-five (25) members on or before 4:00 PM, Monday, June 26, 2017, the public hearing will be held at the following time and place:

July 13, 2017 at 9:30 AM
Room 200C1
[235 Promenade Street](#)
Providence, Rhode Island 02908

A record of the hearing will be made. The hearing room is accessible to the handicapped. The DEM will provide interpreter services for the hearing impaired, provided such a request is made at least 48 hours prior to the hearing date. A request for this service can be made in writing to the Department or by calling (401) 222-4700 or TDD (401) 222-4462.

DEM has complied with the requirements of the RI General Laws Section 42-35-3 by considering alternative approached to the proposed amendments, and has determined that there is no alternative approach among the alternatives considered which would be as effective and less burdensome. DEM has determined the projects identified for the proposed amendments will not result in significant adverse economic impact on small businesses or cities and towns. DEM has determined that the proposed amendments do not overlap or duplicate any other state regulations, and has complied with the requirements of RI General Laws Section 42-35-3.3 by submitting copies of the proposed amendments to the Governor’s Office and the Economic Development Corporation.

Copies of the proposed amendments can be obtained at the Office of Water Resources, or on the DEM website at www.dem.ri.gov/documents/regulations/index.php#proposed, or by calling (401) 222-4700 weekdays from 8:30 a.m. to 4:00 p.m. or by writing to:

Department of Environmental Management
Office of Water Resources
[235 Promenade Street](#)
Providence, RI 02908-5767

Signed this fifteenth day of June, 2017

Angelo S. Liberti, P.E., Chief
Surface Water Protection
Department of Environmental Management

250-RICR-150-20-2

TITLE 250 – DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

CHAPTER 150 – WATER RESOURCES

SUBCHAPTER 20- FINANCIAL ASSISTANCE

PART 2 – Rules and Regulations for the Priority Determination System for Federal and State Assistance ~~to Local Governmental Units~~ for Construction of Water Pollution Abatement Projects

2.1 Purpose

- A. The Priority Determination System is designed to achieve optimum water quality management results from the Rhode Island Department of Environmental Management's (DEM) water pollution abatement project construction assistance programs, consistent with the powers and duties of the Department denoted in Chapters 42-17.1, 46-12, and 46-12.2 of the Rhode Island General Laws (RIGL), as amended, and the Federal Water Pollution Control Act [33 U.S.C. Sec. 1251 et. seq., as amended], commonly called the Clean Water Act.
- B. The Priority Determination System describes procedures for annually determining the priority rating and ranking of all categories of identified water pollution abatement projects proposed by local governmental units and persons, which may receive federal and/or state funding assistance from the State Revolving Fund (SRF) and the Interceptor Bond Fund (IBF) account of the Rhode Island Clean Water Act Environmental Trust Fund.~~any such programs administered by the DEM.~~
- C. ~~The relative rankings of water pollution abatement projects on the Priority List developed under these regulations will be utilized by the various assistance programs of the DEM, Office of Water Resources. Eligibilities and Actual annual assistance awards are determined by the criteria and methodology contained in the rules and regulations for each specific assistance program. These assistance programs may include, but are not limited to, the State Revolving Fund (SRF) and the Interceptor Bond Fund (IBF) account of the Rhode Island Clean Water Act Environmental Trust Fund.~~

2.2 Authority

These Rules and Regulations are promulgated pursuant to R.I. Gen. Laws §§ -Chapter 42-17.1-1 et seq., Environmental Management, RIGL Chapter 46-12-1 et seq., and Water Pollution, and RIGL Chapter 46-12.2-1 et seq.; ~~Rhode Island Clean Water Finance Agency Infrastructure Bank, and~~ in accordance with R.I. Gen. Laws §-Chapter 42-35-1 et seq., Administrative Procedures.

2.3 Application

The terms and provisions of these Rules and Regulations shall be liberally construed to permit the Department to effectuate the purposes of state law, goals, and policies.

2.4 Definitions

For the purposes of these Regulations, the following terms shall have the following meanings:

- A. "~~Agency~~ or "RIGWFA Bank" or "RIIB" means the Rhode Island Clean Water Finance Agency Infrastructure Bank established by R.I. Gen. Laws § Chapter 46-12.2-1 et seq.
- B. "Areawide Waste Treatment Management Plan" or "~~(208 Plan)~~" means the plan prepared by the State pursuant to Section 208 of the Clean Water Act.
- C. "Chief Executive Officer" means the mayor in any city, the president of the town council in any town, or the executive director of any authority or commission unless some other officer or body is designated to perform the functions of a chief executive officer under the provisions of a local charter or other law.
- D. "Clean Water Act" or "~~(CWA)~~" means the Federal Water Pollution Control Act, codified at 33 U.S.C Sec. 1251 et seq., as amended.
- E. "Community Comprehensive Plan" or "~~(CCP)~~" means a plan prepared pursuant to the Rhode Island Comprehensive Planning and Land Use Regulation Act, Chapter R.I. Gen. Laws § -45-22.2-1 et seq. of the RIGL.
- F. "Comprehensive Conservation and Management Plan" or "~~(CCMP)~~" means a plan prepared pursuant to the requirements of Section 320 of the Clean Water Act.
- G. "Construction" means any one or more of the following: Preliminary planning to determine the feasibility of treatment works, engineering, scientific, architectural, legal, fiscal, or economic investigations or studies, surveys, designs, plans, working drawings, specifications, procedures, or other necessary actions, erection, building, acquisition, alteration, rehabilitation, improvement, or extension of treatment works, or the administration, inspection, or supervision of any of the foregoing items.
- H. "Combined Sewer" shall mean a sewer which serves as a sanitary sewer and a storm sewer.
- I. "Combined Sewer Overflow" or "(CSO)" means flow from a combined sewer in excess of the interceptor or regulator capacity that is discharged into a receiving water without going to a WWTF. A CSO occurs prior to reaching a WWTF and is

distinguished from bypasses which are intentional diversions of waste streams from any portion of a WWTF.

- J. "Costs" means any or all costs relating to the planning, designing, acquiring, constructing and carrying out and placing in operation a water pollution abatement project including, but not limited to, the following: planning, design, acquisition, construction, expansion, improvement and rehabilitation of facilities; acquisition of real or personal property; demolitions and relocations; labor, materials, machinery and equipment; services of architects, engineers, scientists, environmental and financial experts and other consultants; feasibility studies; rate/cost recovery/user charge studies; borings, survey, and other preliminary engineering costs; plans and specifications; administrative costs; legal costs; all costs related to project financing; and any and all other expenses necessary or incidental to the financing and construction of a water pollution abatement project.
- K. "Department" or "DEM" means the Department of Environmental Management of the Sstate of Rhode Island.
- L. "Director" means the Director of the Rhode Island Department of Environmental Management or ~~any subordinate or subordinates to whom the Director has delegated the powers and duties vested in him or her by Chapters 46-12, 46-12.2, or 42-17.1 of the RIGL, as amended.~~his/her designee.
- M. "Fiscal Year" means the Sstate of Rhode Island fiscal year: 1 July to 30 June.
- N. "Growth Center" means a designated area, consistent with the state-approved local Community Comprehensive Plan, where compact, mixed-use development is accommodated without depleting a community's natural, historic and cultural resources.
- O. "Infiltration/Inflow" or "(I/I)" means the total flow from both infiltration and inflow without distinguishing the source.
- P. "Landfill" means any site where the disposal of wastes and/or sludge occurs or has occurred by placing them in or on the land, compacting, and covering with a layer of soil.
- Q. "Local Governmental Unit" means any city, town, district, commission, agency, authority, board or other political subdivision or instrumentality of the state or of any political subdivision thereof responsible for the ownership or operation of a water pollution abatement project(s), including the Narragansett Bay Water Quality Management District Commission.
- R. "Materials" means product(s) employed in or by-products generated by industrial, commercial, and/or agricultural processes.

- S. "Materials Storage Area" means any pile, impoundment, compound, facility or other area where materials are contained, held or otherwise stored in such a manner which causes, contributes to, or contaminates runoff.
- T. "Nonpoint Source ~~(NPS)~~ Management Plan" or "NPS" means a plan prepared pursuant to the requirements of Section 319 of the Clean Water Act.
- U. "Onsite Wastewater Treatment System" or "(OWTS)" means any system of piping, tanks, disposal areas, alternative toilets or other facilities designed to function as a unit to convey, store, treat and/or dispose of sanitary sewage by means other than discharge into a public sewage collection system.
- V. "Person" means an individual, trust, firm, joint-stock company, corporation (including a quasi-governmental corporation), partnership, association, syndicate, fire district, club, non-profit agency commission, or of any interstate body and any agent or employee thereof.
- W. "Pollution" means the man-made or man-induced alteration of the chemical, physical, biological, thermal, and radiological integrity of water.
- X. "Project" or "Water Pollution Abatement Project" means any project that contributes to the education, prevention, prevention, removal, curtailment, or mitigation of pollution of the surface waters or groundwater of the state, or the restoration of the quality of said waters, and conforms with any applicable planning document which has been approved and/or adopted. This definition shall be construed to include the planning, design, construction or any other distinct stage or phase of a project, as well as efforts to educate or raise the awareness of the general public towards pollution or a project.
- Y. "Project Priority List" or "(PPL)" means an annual ranked listing based on relative priority ratings of all water pollution abatement projects in all categories for which federal or state assistance is requested from DEM's assistance programs.
- Z. "Raw Sewage Discharge" means any discharge to a receiving water of untreated sanitary sewage.
- AA. "Runoff" means water that drains from an area as surface flow.
- BB. "Sanitary Sewer" means a sewer which conveys wastewater from residences, commercial buildings, industrial plants, and institutions.
- CC. "State Guide Plan" or "(SGP)" means goals, policies, or plan elements for the physical, economic, and social development of the state, adopted by the State Planning Council in accordance with R.I. Gen. Laws § Section 42-11-10 of the General Laws of Rhode Island, 1956, as amended.
- DD. "Storm Sewer" means a sewer intended to convey only storm waters, surface runoff, street wash waters, and drainage.

- EE. "Total Maximum Daily Load" ~~or "(TMDL)"~~ means the amount of a pollutant that may be discharged into a waterbody and still maintain water quality standards. The TMDL is the sum of the individual wasteload allocations for point sources and the load allocations for nonpoint sources and natural background taking into account a margin of safety.
- FF. "Underground Storage Tank" means any one or a combination of tanks (including underground pipes connected thereto) which is used to contain an accumulation of petroleum product or hazardous materials, and the volume of which (including the volume of the underground pipes connected thereto) is ten percent (10%) or more beneath the surface of the ground.
- GG. "Wastewater Facilities Plan" ~~or "(WWFP)"~~ means a plan prepared pursuant to the requirements of Section 201 of the federal Clean Water Act which is a detailed 20-year wastewater treatment, conveyance, and disposal plan, including an assessment of the environmental impacts of the plan, and which also contains information to meet the statutory and regulatory requirements of the DEM for systems to prevent pollution and the consistency requirements of the Comprehensive Planning and Land Use Regulation Act ([R.I. Gen. Laws § 45-22.2](#)).
- HH. "Wastewater Treatment Facility (WWTF)" means any equipment, devices, and systems for preventing, abating, reducing, storing, conveying, treating, separating, recycling, reclaiming, or disposing of sanitary or combined sewage.
- II. "Watershed Action Plan" means a document that identifies watershed goals and management objectives along with specific action items that are needed. The plan is developed in consultation with all key stakeholders within the watershed including, but not limited to, federal, state and local governmental agencies, non-governmental organizations and the private sector.

2.5 Project Priority List

- A. A project cannot receive funding from any DEM assistance program which utilizes the Priority Determination System unless it is on the approved Project Priority List. The ~~chief executive officer of a local governmental unit must submit to the~~ DEM, Office of Water Resources must receive a letter of intent or equivalent document requesting that the proposed project ~~receive funding from a DEM construction assistance program be placed upon the Project Priority List~~. To be rated and ranked under the project priority system, the letter of intent for a requested project must include:
1. Documentation that the requested project is, at a minimum, not inconsistent with: the State Guide Plan; a Community Comprehensive Plan; the Non-Point Source Management Plan; the Areawide Waste Treatment Management Plan or Plans; the Comprehensive Conservation and Management Plan; an approved Wastewater Facilities Plan. EXCEPTION: this requirement does

not necessarily apply to request for assistance for planning or scientific investigations/studies.

2. A total costs estimate of all costs relating to the project.
 3. A project description and schedule.
- B. The Director shall annually prepare and ~~promulgate~~ publish a ranked priority list of all water pollution abatement projects for which assistance has been properly requested.

2.6 Project Rating

- A. The Director shall rate each project according to the project rating criteria in Appendix I of these Regulations. In order to rate a project, the Director must determine that the project will contribute to achieving the State water quality policy goals and objectives. The numerical scores in Appendix I are based on the following:
1. The existing conditions that cause the pollution.
 2. The benefits of the proposed project, including improvements in overall efficiency and service.
 3. Improvements to water quality.
 4. Intergovernmental needs, requirements, or mandates identified in: the State Guide Plan; a Community Comprehensive Plan; the Non-Point Source Management Plan; the Areawide Waste Treatment Management Plan; the Comprehensive Conservation and Management Plan; a Special Area Management Plan; an approved Total Maximum Daily Load or Watershed Action Plan, or an approved Wastewater Facilities Plan.
 5. The degree to which a project is ready to proceed.
- B. For every project, ~~t~~The Director shall assign points to each project rating criterion based upon the most current information available to ~~him/her~~ the Department, including information received prior to or during the public ~~hearing~~ notice period required under Rule 2.8 (250-RICR-150-20-2) of these Regulations.
- C. Point values have been assigned to subcategories based on needs and priorities identified in but not limited to: the State Guide Plan; a Community Comprehensive Plan; the Nonpoint Source Management Plan; the Areawide Waste Treatment Management Plan; the Comprehensive Conservation and Management Plan; DEM Water Quality Regulations; RIDEM Rules and Regulations for Groundwater Quality; and an approved Wastewater Facilities Plan.

- D. The Director shall annually evaluate the rating of each project and make such changes as deemed necessary.

2.7 Project Ranking

Projects will be ranked based upon points accumulated ~~under the~~ pursuant to Rule 2.6 (250-RICR-150-20-2) ~~rating process~~. The Director shall not place projects on the ~~priority list~~ PPL and shall remove projects from the ~~list~~ PPL when it is determined that the projects will not contribute to achieving applicable state water quality goals, policies, standards, or objectives.

2.8 Review and Adoption of Priority List

- A. The Director shall ~~hold a public hearing annually on~~ make available for written comments the proposed ~~priority list~~ PPL prior to ~~adopting its adoption~~ and filing the final priority list with the Secretary of State.
- B. Public notice of the availability of the proposed ~~list~~ PPL ~~and the place and time of the public hearing~~ shall be published in a newspaper of the State with statewide circulation, or on the Department's website, for ~~at least up to~~ thirty (30) calendar days, or as required by R.I. Gen. Laws § 42-35, ~~in advance of the hearing~~ to afford all interested persons reasonable opportunity to submit data, views, or arguments concerning the proposed ~~priority list~~ PPL. The public notice shall indicate the location where copies of the draft ~~priority list~~ PPL may be obtained and/or reviewed by interested parties ~~prior to the hearing~~.
- C. The Director shall accept written comments on the draft ~~priority list~~ PPL ~~from the time of public notice of availability until seven (7) calendar days following the public hearing~~. The Director shall consider fully all written ~~and oral~~ submissions respecting the proposed ~~rule~~ PPL, and make any changes deemed necessary to serve the purposes of these ~~regulations~~ Regulations.
- D. The Director will adopt a final ~~priority list~~ PPL ~~and file it with the Secretary of State~~. Upon adoption of the final ~~priority list~~ PPL, if requested to do so by an interested person, the Director will issue a concise statement of the principal reasons for and against its adoption, incorporating therein the reasons for overruling the considerations urged against its adoption.

~~The effective date of the adopted priority list will be twenty (20) days following the filing with the Secretary of State.~~

- E. The Director shall permanently retain a copy of the ~~priority list~~ PPL ~~hearing development~~ record which ~~should~~ shall include a copy of the final ~~priority list~~ PPL ~~filed with the Secretary of State~~, ~~the transcript of the public hearing~~, copies of all comments, and any statement by the Director regarding the comments on or adoption of the final ~~project priority list~~ PPL.

- F. The Director shall include such information in the ~~project priority list~~PPL for each project as required by the EPA pursuant to the Clean Water Act and guidance issued pursuant thereto.

2.9 Project Priority List Revision

~~As necessary, but no less than annually~~At a minimum, ~~the~~ Director shall review the ~~project priority list~~PPL for changes in estimated project schedules, project costs and/or scope, annually. The Director may propose modification of the ~~project priority list~~PPL at any time according to these procedures:

- A. Addition to the list: ~~projects can only be added to the PPL list by a public hearing after a public notice period as described in Rule 2.8 (250-RICR-150-20-2).; -A person or local government wanting a project to be added to the PPL prior to the next annual review of the PPL by the Director may bear the costs associated with a public hearing.~~
- B. Removal from the list:
1. The Director may remove a project completely from the ~~P~~Pproject ~~P~~Priority ~~L~~List if it is determined: that it is fully funded by other assistance programs; that it is not consistent with an approved WWFP or applicable comprehensive management plan; or that significant deficiencies exist in the project scope of work or costs analysis.
 2. The Director shall notify by certified mail the person or local governmental unit whose project will be removed and the basis for the removal. The person or local governmental unit shall have ten (10) calendar days from receipt of the letter to submit evidence to the DEM showing that its project should not be removed.
 3. The Director shall review his/her decision based on the information submitted by the person or local governmental unit and shall revise his/her decision if deemed necessary.
 4. A person or local governmental unit whose project is removed after such review by the Director may request that the Director reverse his/her decision to remove the project only if substantial rights of the applicant have been prejudiced because the administrative findings, inferences, conclusions, or decisions are without factual basis or are an unfair interpretation of the Rules and Regulations.
- C. Revisions of a Clerical Nature: Revisions of a clerical nature require neither a public hearing nor documentation.

2.10 Severability

If any provision of these Rules and Regulations, or the application thereof to any local governmental unit or circumstances, is held invalid by a court of competent jurisdiction, the validity of the remainder of the Rules and Regulations shall not be affected thereby.

2.11 Superseded Rules and Regulations

On the effective date of these Rules and Regulations, all previous Rules and Regulations, and any policies regarding the administration and enforcement of the Priority Determination System shall be superseded. However, any enforcement action taken by, or application submitted to, the Department prior to the effective date of these Rules and Regulations shall be governed by the Rules and Regulations in effect at the time the enforcement action was taken, or application filed.

2.12 APPENDIX Appendix I - PROJECT Project RATING Rating CRITERIA Criteria

APPLICANT: _____ PROJECT: _____

		<u>Point Values</u>	<u>Actual Rating</u>	<u>Item #</u>
I.	<u>EXISTING CONDITIONS CRITERIA †</u>			
A.	Direct Raw Sewage Discharge/Sanitary Sewer Overflow	7		A
B-1	Failing OWTS. - Documented Water Quality Degradation	7		B-1
B-2	Failing OWTS – Other	3		B-2
C-1	Untreated/uncontrolled runoff - Documented Water Qual. Degrad. (Pathogen impacts)	5		C-1
C-2	Untreated/uncontrolled runoff - Documented Water Qual. Degrad. (Non-path. impacts)	3		C-2
C-3	Untreated/uncontrolled runoff – Other	2		C-3
D-1	Wastewater Treatment Facility	3		D-1
D-2	Collection System/Pump Station	1		D-2
E.	Combined Sewer Overflows	10		E
F.	Landfill - Closure imminent or closed	3		F
G-1	Underground Storage Tank – Leaking	3		G-1
G-2	Underground Storage Tank - Potential to leak (single wall construction)	2		G-2
H.	Materials Storage Area	3		H
I-1	Sub-surface Discharge - non-sanitary wastewater	2		I-1
I-2	Sub-surface Discharge - stormwater only	1		I-2
J.	Stormwater treatment/management facility	3		J
K.	Atmospheric Deposition	1		K
L.	Excessive Flows - exceeds design flow or operational capacity	3		L
M.	<u>Streambank erosion or scouring</u>	<u>3</u>		M
N.	<u>Stream continuity/connectivity impaired</u>	<u>3</u>		N
O.	<u>Drinking water well contamination</u>	<u>3</u>		O
	Section I - Total Points		_____	
II.	<u>PROPOSED PROJECT BENEFITS CRITERIA † *</u>			
BA.	Regional Project (i.e. project serves more than one community)	3 <u>5</u>		BA
CB-4	Treatment of Septage at Existing WWTF (from outside service area)	3		CB-4
DC.	Operational Reliability Improvement	2		DC
ED.	Project helps to alleviate a Sewer Connection/Extension Ban in the area served	5		ED
FE.	Demonstration or Pilot Projects	2		FE
GF.	Project incorporates pollution prevention/waste minimization techniques	2		GF
HG.	Project protects or restores a critical aquatic habitat or resource	3		HG
IH.	Project provides technical assistance/public education	2		IH
JL.	Project improves permitted discharge from interim to final limits (discharge is presently in compliance with interim limits)	3		JL
KJ.	Project addresses/prevents water pollution within a growth center	3 <u>5</u>		KJ
LK.	Project incorporates <u>green infrastructure</u> , energy conservation or other sustainable infrastructure -measures	2 <u>5</u>		LK
L.	<u>Project implements climate change resiliency measures</u>	5 <u>5</u>		L
	Section II - Total Points		_____	
III.	<u>WATER QUALITY IMPROVEMENT CRITERIA ‡</u>			
A.	<u>Surface Water Restoration † [Use Integrated 305(b)/303(d) Report]</u>			
A-1	Project affects a Category 4.A or 4.B waterbody	8		A-1
A-2	Project affects a Category 5 waterbody	6		A-2
A-3	Project affects a Category 4.C waterbody	4		A-3
	Subtotal III A		_____	
B.	<u>Surface Water Protection † [Use RIDEM Water Qual. Regs. & 305(b)/303(d) Report]</u>			

B-1	Project affects an SRPW <u>drinking water supply</u> waterbody	<u>68</u>	B-1
B-2	Project affects <u>another SRPW or</u> Category 2 waterbody	<u>46</u>	B-2
	Subtotal III B	_____	
C.	<u>Groundwater Protection Factor [Use Rules and Regulations for Groundwater Quality] †</u>		
C-1	Project affects a Wellhead Protection Area for Community Water System Well	6	C-1
C-2	Project affects an area of GAA Groundwater	4	C-2
C-3	Project affects an area of GA Groundwater	2	C-3
C-4	Project affects an area of GB Groundwater	1	C-4
	Subtotal III C	_____	
	Section III - Total Points	_____	
IV.	<u>INTERGOVERNMENTAL NEEDS CRITERIA ††</u>		
A.	Project is consistent with Community Comprehensive Plan/State Guide Plan	3	A
B.	Project is consistent with an approved <u>201 Wastewater Facilities Plan or OWMP</u>	3	B
C.	Project is consistent with a Special Area Management (SAM) Plan	3	C
D.	Project is consistent with the Areawide Waste Management Plan (208 Plan)	1	D
E.	Project is consistent with the Nonpoint Source Management Plan (319 Plan)	3	E
F.	Project is consistent with the Comp. Conservation and Management Plan (CCMP)	3	F
G.	Project is consistent with TMDL or Watershed Action Plan	3	G
H.	Project is consistent with the local Stormwater Management Plan	3	H
I.	Population Served by the Project †		
I-1	<u>1 – 14,999</u>	<u>1</u>	<u>I-1</u>
I-2	<u>15,000 – 49,999</u>	<u>2</u>	<u>I-2</u>
I-3	<u>≥ 50,000</u> Section IV – Total Points	<u>3</u>	<u>I-3</u>
	Section IV – Total Points	=====	
V.	<u>READINESS TO PROCEED CRITERIA</u>		
A.	<u>Planning †</u>		
A-1	Project Management/Recovery Plan <u>Remedial Action Work Plan</u> has been approved	2	A-1
A-2	Wastewater Facilities Plan (WWFP) <u>or OWMP</u> approved or reaffirmed	2	A-2
A-3	Environmental Assessment or Categorical Exclusion Approved	2	A-3
A-4	Lake Management Plan Approved	2	A-4
	Subtotal V A	_____	
B.	<u>Design</u>		
B-1	Plans and Specifications approved	2	B-1
	Subtotal V B	_____	
C.	<u>Financial/Other ††</u>		
C-1	Local bonding authority approved, <u>system revenues pledged or</u> other local funds committed	2	C-1
C-2	Pre-application for SRF Funding complete (i.e. qualified for loan by <u>RICWFARIIB</u>)	2	C-2
C-3	Grant funding has been secured	2	C-3
C-4	Local ordinance/zoning passed in support of the project	2	C-4
	Subtotal V C	_____	
	Section V - Total Points	_____	

Footnotes for Table I:

† Select one criterion, at most, for each category. For example, choose A-1, A-2 or neither as applicable.

†† Select each and every criterion which applies

* Points are awarded for projects at the project site if the criterion is included in the proposed project.

- ‡ For water bodies that are included on the surface water reclamation and protection lists, the highest total point rating under either of those lists must be used, but not both.

APPENDIX II – PROJECT CATEGORIES FOR PRIORITY DETERMINATION SYSTEM

<u>CATEGORY</u>	<u>TYPE</u>	<u>RI#</u>	<u>EPA #</u>	<u>DEFINITION</u>
Secondary Treatment	WWTF	1	1	Replacement/modifications/additions based on an approved WWFP to achieve/maintain secondary treatment
Advanced Treatment	WWTF	2	2	Replacement/modifications/additions based on an approved WWFP to achieve/maintain advanced treatment
I/I Correction	Sewer	3A	3A	Corrective actions in sewer systems identified in an approved I/I Analysis or Sewer System Evaluation Survey
Sewer System Repair	Sewer	3B	3B	Rehabilitation is extensive repair of existing sewers/pump stations beyond scope of normal maintenance programs. Replacement is construction of parallel sewers/sewers with exact function of sewers to be abandoned. Replacement of pump stations is construction of a new pumping station with the same functions/flow capacity of the old facility. All must be in WWFP.
Collectors (Future)	Sewer	4A	4A	Sewers that will convey flows from future homes, businesses and industries identified in a CCP and approved in a WWFP
Interceptor (Future)	Sewer	4B	4B	Sewers that will convey flows from one or more Category 4A areas to another interceptor or WWTF
Collectors (Present)	Sewer	4C	—	Sewers to convey flows from present homes, Businesses, and industries identified in a CCP and approved in a WWFP
Interceptor (Present)	Sewer	4D	—	Sewers to convey flows from one or more Category 4C areas to another interceptor or WWTF
CSO	System	5	5	Combined sewer treatment/storage/separation per an approved WWFP
Planning	System	6	—	Detailed plan determining the need for and feasibility of water pollution abatement project(s)
Design	System	7	—	Plans, Specifications, & bidding documents
Non-Point	Mitig.	8	7	Implementation project per NPS Plan (SGP Element # 731)
Estuarine	Mitig.	9	—	Implementation project per Comprehensive Conservation and Management Plan (SGP Element # 715)
Onsite Wastewater Treatment System (OWTS)	WWTF	10	—	Alternative systems, subsurface (<u>ISDSOWTS</u>), and Wastewater Management Districts (WWMD) per RIGL 45-24.5
Stormwater	WWTF	11	6	Planning & Implementation of municipal stormwater management programs and controls
Other	Mitig.	12	—	Other water pollution abatement projects

~~RI DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF WATER RESOURCES~~

~~APPENDIX III — ANNUAL PROJECT PRIORITY LIST~~

~~This space reserved for the current Project Priority List~~