

AGENCY OF NATURAL RESOURCES
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Environmental Protection Rules:

Chapter 2 MUNICIPAL POLLUTION CONTROL PRIORITY SYSTEM

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Subchapter 200 PURPOSE, LEGAL AUTHORITY AND POLICY

Section 210 Purpose and Policy

The purposes of these rules are:

- (1) to obtain and maintain state water quality standards;
- (2) to make efficient use of scarce public funds by providing financial assistance, with limited exceptions, only to Publicly Owned Treatment Works (POTW) and Municipally Sponsored Privately-Owned Wastewater System (MSPOWS) projects that: abate existing public

2. Projects that are a remaining component of a regional project shall be funded second where the first component of the regional project has initiated construction. Where decisions are necessary to determine which portion of a project is ready to proceed, segmented or regional projects will be funded first, the Department will fund the treatment plant portion of these projects ahead of the sewer line construction. Where choices must be made between sewer construction portions of such projects, the Department will fund the first project that has submitted an approvable grant application.
 3. Projects that discharge to lakes or ponds will be funded third.
 4. Projects remaining after the above determinations have been made shall be funded based upon the first to submit an approvable grant or loan application with all requisite attachments and approvals.
- D. Funds available in the State Pollution Control Revolving Loan Funds will be first used to finance priority projects which are ready to proceed to construction or that are ready to initiate engineering studies. If unused monies are available in these funds after all projects that are anticipated to be ready to proceed in the current fiscal year have been placed on the priority list, the Department will use these funds for purposes enumerated in 24 V.S.A. 4757.

Subchapter 500 DEFINITIONS

- A. "Approvable Grant or Loan Application" shall mean a Federal and State grant or loan application including all requisite certifications, attachments, assurances, permits, plans and specifications approved by the Department, and evidence of a valid local bond vote authorizing adequate local funds for the project.
- B. "Designated Growth Center" shall mean: 1) a "downtown development district" as defined in 24 V.S.A. §2791(3) and the downtown's surrounding residential neighborhoods; 2) a traditional town or village center; 3) a new or emerging downtown, town or village center; and 4) existing and proposed industrial parks. A designated growth center is included in a duly adopted and approved municipal plan and anticipated growth within the municipality is directed there. Growth centers, with the exception of certain industrial parks, include the physical characteristics of an existing settlement.
- C. "Traditional Town or Village Center", as defined in 24 V.S.A. § 2791(10), means a traditional center of the community, typically comprised of a cohesive core of residential, civic, religious, and commercial buildings, arranged along a main street and intersecting streets. Industrial uses may be found within or immediately adjacent to these centers.
- D. "New or Emerging Downtown, Town or Village Center", as defined in 24 V.S.A. § 2791(11), means the area planned for or developing as a community's central business district,