



PUBLIC HEALTH DIVISION
Center for Health Protection, Drinking Water Services

Tina Kotek, Governor

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Health
Authority

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Legal Notice

Legal notice of public review and comment period concerning proposed changes to the Project Priority List (PPL) for Oregon's Drinking Water State Revolving Fund (DWSRF) for the end of the third quarter of state fiscal year 2024. This PPL exclusively includes eligible drinking water projects that will be considered for Oregon's 2023 [Bipartisan Infrastructure Law \(BIL\)](#) Lead Service Line Replacement (BIL-LSLR) funding. Oregon's priorities for BIL-LSLR funding focuses on inventory collection and identification, replacement of lead service lines, and connectors. Please reference footnotes on PPL for more information.

One of Oregon Health Authority (OHA) Drinking Water Services (DWS) responsibilities as a state agency managing the DWSRF/BIL program as set forth under Section 1452 (40 CFR 35.555 (b)) of the amended 1996 Safe Drinking Water Act (SDWA) is to provide the public the opportunity to comment on changes to the Intended Use Plan (IUP) as part of the grant application process to the U.S. Environmental Protection Agency (EPA). The PPL is important to how the DWSRF/BIL program implements the IUP. Projects have been rated (i.e., scored) by OHA staff to determine ranking and placement on the BIL-LSLR PPL. Before projects can be funded, we are obligated to provide the public the opportunity to review and comment on the proposed PPL.

The public review and comment period for the PPL will be from Tuesday, May 28 through Thursday, June 6, 2024. If you would like to make a comment, please email your comments to DWS.SRF@odhsoha.oregon.gov by no later than 5pm on Thursday, June 6th to be considered. If you have questions, you may also email or call me at (503) 956-8287.

Thank you.

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<h1>2023</h1>	Bipartisan Infrastructure Law - Lead Service Line Replacement (BIL-LSLR) <i>(49% principal forgiveness (PF) - for disadvantaged communities (DAC))</i> <i>(Zero match requirement)</i> Combined Project Priority List (PPL)							Anticipated 2024 - 2026 BIL-LSLR Annual Allotments = \$28,650,000		
	Please see footnotes below for important PPL and project information							2023 Allotment = \$28,650,000 Partial Grant Based on Proposed Projects** = \$1,142,900 <i>(49% PF = \$560,021)</i>		
Applicant	Applicant Number	County	Population	Project Description (PD)**	Project Rating (≤ 90)	Amount Requested	LSLR Subsidy Amount (All to DAC)	Disadvantaged Community	LSLR Grant Award Targets	SFY Added to PPL
City of Sheridan 4100811	SD-24-L01	Yamhill	6,200	Service Line Inventory *	36	\$582,200	\$490,587	YES	2023	2024
Arlington City Water Supply 4100046	SD-24-L05	Gillam	628	Service Line Inventory	26	\$20,400	\$17,190	YES	2023	2024
Staffordshire Water System 4100290	SD-24-L02	Lane	150	Service Line Inventory	23	\$20,001	\$16,853	YES	2023	2024
Fernhill Community Wtr System 4100059	SD-24-L03	Clatsop	300	Service Line Inventory *	23	\$42,000	\$35,391	YES	2023	2024
Warrenton, City of 4100932	SD-24-L04	Clatsop	9,100	Service Line Inventory *	11	\$124,000	\$0	NO	2023	2024
						\$788,601	\$560,021			

* Amount requested includes service line inventory work and estimated pipe replacement costs for lead service line replacement (documentation is needed to confirm eligibility before replacement work can begin).

Total LSLR Requested Total LSLR Fundable Subsidy

FOOTNOTES:

****Partial Grant: State Drinking Water State Revolving Fund (DWSRF) programs must demonstrate to the Environmental Protection Agency (EPA) in its Bipartisan Infrastructure Law Lead Service Line Replacement (BIL-LSLR) capitalization grant application that there is an intended use for the allocated funds. State DWSRF programs are limited to applying for federal BIL funding in the total amount requested for projects and funding needed for program set-asides. Based on Letters of Interest received, Oregon's DWSRF currently demonstrates a need to apply for a partial amount (i.e., \$788,601 projects + \$354,299 set-asides) listed above for its FFY2023 grant funding. Depending on future LSL inventory results and if there are lead service line projects identified, the state DWSRF may apply for additional BIL-LSLR funding from the FFY2024 - 2026 allotments.**

This PPL contains a list of public water systems Oregon Health Authority (OHA) has recommended for 2023 BIL -LSLR Funding. Funding amounts detailed above are subject to change based on project identification, approved by OHA and EPA. OHA Drinking Water Services (DWS) rated and ranked the systems on this PPL using a scoring system with rating criteria based on the lead action level history, water system size, project type (pipe replacement or inventory assistance), and community affordability.

BIL-LSLR funding targets projects or activities that otherwise would be eligible under the "Base" DWSRF funding program, but the primary purpose must be to address and/or mitigate people's exposure to lead service lines serving drinking water.

BIL-LSL capitalization grant contains the following provision:

"The funds provided under this paragraph in this Act shall be for lead service line replacement projects and associated activities directly connected to the identification, planning, design, and replacement of lead service lines." Additionally, BIL-LSL grants require states to provide 49% of the grant amount as additional subsidization in the form of principal forgiveness to water systems that meet the state's disadvantaged community criteria as described in section 1452(d) of the SDWA.

A "Disadvantaged Community" under Oregon's DWSRF is a public water system that has a service area with a Median Household Income (MHI) below the state MHI. MHI is determined using the most recent American Community Survey (ACS) 5-year estimates available. Assessing community affordability and disadvantaged status is determined using DWSRF base program criteria. This serves two purposes 1) Prioritizes communities with socioeconomic factors affecting community affordability by ranking them higher on the BIL-LSLR PPL, and 2) Designates which PWS are considered disadvantaged to ensure meeting required target of 49% of BIL LSLR funding going to disadvantaged communities.

Business Oregon, following the ranking order on this list, will engage with systems on project identification to address the Lead Service Line Replacement identified by OHA. Eligible systems will be given the opportunity to apply for LSLR funding, but if readiness-to-proceed is not demonstrated in a timely manner, Business Oregon may utilize a "Bypass Process" if the lower-tiered projects are ready to move forward. BIL-LSLR funds must be committed by Oregon within one year of receiving the award. Initial use of BIL-LSLR funding will primarily be to assist the systems with funding inventory completion, if not already obtained, to plan and identify eligible projects to address their LSLR concerns. For those systems that budgeted for implementing replacement of lead service lines identified during the inventory, documentation will be required to confirm projects are eligible for implementation prior to moving into the replacement phase.

Additional Funding Needs: If funding allows, projects that require additional funding beyond their BIL-LSLR allocation may be considered for additional funding resources through Oregon's "Base" DWSRF, BIL-General Supplemental, or another Business Oregon funding program (if eligible).