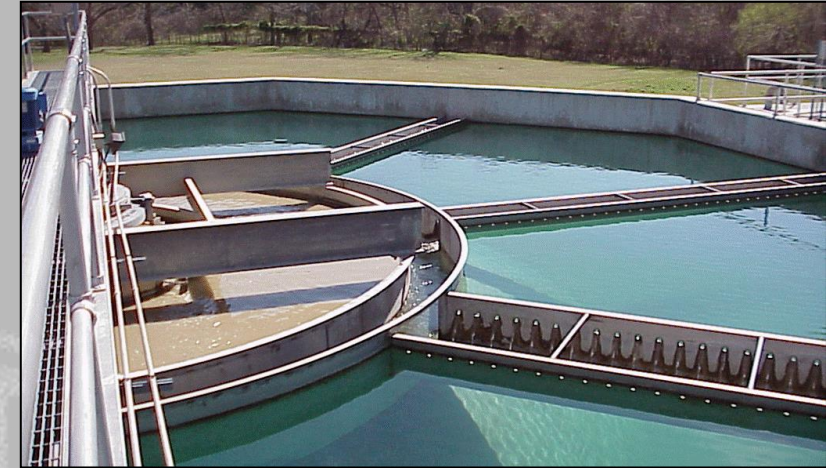


U.S. ARMY CORPS OF ENGINEERS WEST VIRGINIA ENVIRONMENTAL INFRASTRUCTURE PROGRAMS

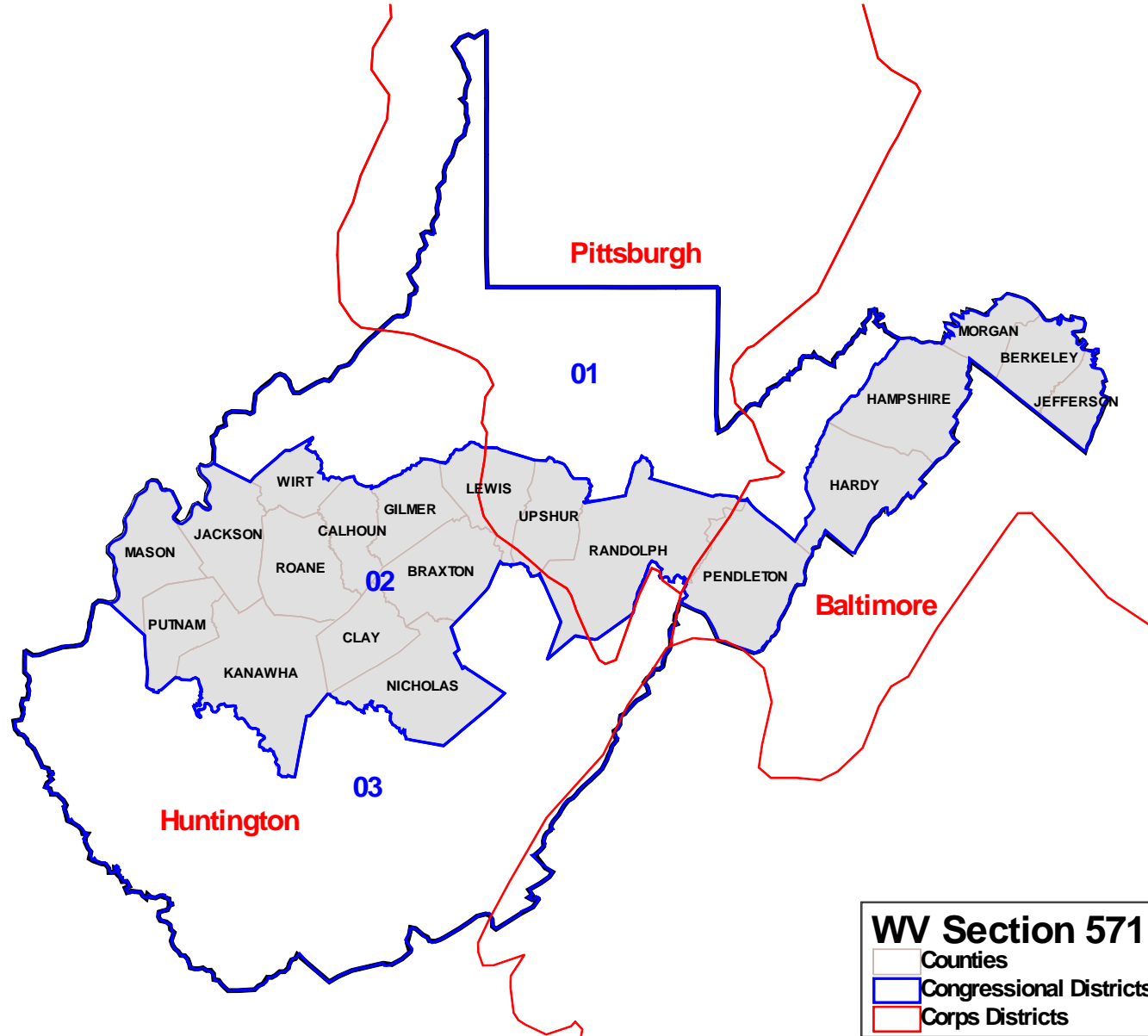
Lesli Stone Smith
Program Manager
Huntington District
Great Lakes and Ohio River Division



US Army Corps
of Engineers®



PROGRAM BOUNDARIES



WV Section 571

- Counties
- Congressional Districts
- Corps Districts



SECTION 340 SOUTHERN WEST VIRGINIA



- Authorization – Section 340 of the Water Resources Development Act of 1992 (Public Law 102-580), as amended, establishes a program for providing environmental assistance to non-Federal interests in southern West Virginia. Such assistance may be in the form of design and/or construction assistance for water-related environmental infrastructure and resource protection and development projects including:
 - Wastewater treatment and related facilities
 - Water supply, storage, treatment and distribution facilities
 - Environmental restoration
 - Surface water resource protection and development
- Covers the following southern West Virginia counties: *Boone, Cabell, Fayette, Greenbrier, Lincoln, Logan, McDowell, Mercer, Mingo, Monroe, Nicholas, Pocahontas, Raleigh, Summers, Wayne, Webster, and Wyoming*
- Funding – \$120M authorized appropriation program limit
- Cost sharing – projects require non-Federal sponsors contribute 25% of total project costs
- Non-Federal interest shall receive credit for lands, easements, rights-of way and relocations towards its cost share but not exceed 25% of total project costs



SECTION 571 CENTRAL WEST VIRGINIA



- Authorization – Section 571 of the Water Resources Development Act of 1999 (Public Law 106-53), as amended, establishes a program to provide environmental assistance to non-Federal interests in central West Virginia. Such assistance may be in the form of design and/or construction assistance for water-related environmental infrastructure and resource protection and development projects including:
 - Wastewater treatment and related facilities
 - Water supply and related facilities
 - Surface water resource protection and development
- Covers the following central West Virginia counties: *Berkeley, Braxton, Calhoun, Clay, Hampshire, Hardy, Jackson, Jefferson, Kanawha, Lewis, Mason, Morgan, Pendleton, Putnam, Randolph, Roane, Upshur, and Wirt*
- Funding – \$100M authorized program limit
- Cost sharing – projects require non-Federal sponsors contribute 25% of total project costs
- Non-Federal interest shall receive credit for lands, easements, rights-of way and relocations towards its cost share but not exceed 25% of total project costs

<https://www.lrh.usace.army.mil/Missions/Civil-Works/Current-Projects/Env-Infrastructure-for-Central-WV-571-Program/>



SECTION 219 NORTHERN WEST VIRGINIA



- Authorization – Section 219 of the Water Resources Development Act of 1992 (Public Law 102-580), as amended, authorizes assistance to non-Federal interests for carrying out water-related environmental infrastructure and resource protection and development projects including wastewater treatment and related facilities, and water supply, storage, treatment and distribution facilities. Projects consist of technical, planning, design and construction assistance. Congress authorizes specific locations for projects and uses the annual appropriations process to fund these projects.
- Covers the following northern West Virginia counties: *Barbour, Brooke, Doddridge, Gilmer, Grant, Hancock, Harrison, Marion, Marshall, Mineral, Monongalia, Ohio, Pleasants, Preston, Ritchie, Taylor, Tucker, Tyler, Wetzel and Wood*
- Funding – \$20M authorized appropriation program limit
- Cost sharing – projects require non-Federal sponsors contribute 25% of total project costs in the form of **cash or credit** for lands, easements, rights-of-ways, relocations and dredged material disposal areas (LERRD)
- Section 219 project process
 - Letter of Intent – non-Federal sponsor submits a non-binding letter of intent indicating willingness to cost share
 - Letter Report – USACE gathers info and prepares letter report to include determination of Federal interest, feasibility and estimate implementation costs
 - Project Partnership Agreement – executed after approval of the letter report
 - Project Implementation – **all contracts after the PPA is executed are advertised and administered by USACE**



PROGRAM APPLICATIONS



- Project must meet the authorized project types
- Application periods for Section 340 and 571 typically open in August / September timeframe
 - Application packets are sent to the Huntington District Environmental Infrastructure Program Manager
 - Project cover letter
 - IJDC application
 - Preliminary Engineering Report
- March / April Congress passes budget (historically, Programs 340 and 571 receive annual appropriations)
- USACE team evaluates applications against established program criteria
- Project selections are finalized and announced



WE ARE YOUR PARTNER



- These are reimbursable programs, not grants
 - Non-Federal sponsor is responsible for the award and administration of the design and construction contracts
 - Incremental payments are made to the sponsor as they submit invoices for completed work

- Project Partnership Agreement
 - USACE develops Project Partnership Agreement (PPA)
 - Non-Federal sponsor and the USACE enter into a PPA
 - PPA specifies the cost sharing requirements and provides the total project costs that must be shared 75% / 25%
 - PPA also outlines the rights and responsibilities of all parties, defines the scope of work to be cost shared and establishes the Project Delivery Team
 - PPA must be signed by all parties before any funds are reimbursed



RESPONSIBILITIES



Sponsor Responsibilities

- Before the PPA is signed
 - Ordinance or Resolution is executed
 - Letter of Intent
 - Sponsor Self-Certification of Financial Capability
- After the PPA is signed
 - Provide plans, specifications and cost estimate
 - Prepare Phase I Environmental Site Assessment (ESA) Report
 - Prepare draft National Environmental Policy Act (NEPA) documents
 - Award and administer construction contract
 - Provide all real estate
 - Submit timely invoices or receipts
 - Operation and maintenance of completed project

USACE Responsibilities

- Before the PPA is signed
 - Develop PPA and provide legal review
 - Real Estate checklist
 - Project Management Plan and Decision Document
- After the PPA is signed
 - Prepare Environmental review to ensure compliance
 - Prepare final NEPA documentation
 - Design review
 - Perform real estate gross appraisal
 - Provide invoice audit and sponsor reimbursement