

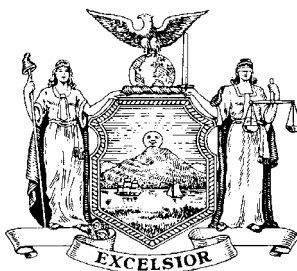
INTENDED USE PLAN

Clean Water State Revolving Fund for Water Pollution Control

Federal Fiscal Year 2009

Effective October 1, 2008 - September 30, 2009
(Extended to March 31, 2010)

AMENDMENT NO. 3



Final October 2009

State of New York
David A. Paterson, Governor



Department of Environmental Conservation
Alexander B. Grannis, Commissioner



Environmental Facilities Corporation
Matthew Millea, Acting President

FINAL AMENDMENT NO. 3
CLEAN WATER STATE REVOLVING FUND
FFY 2009 INTENDED USE PLAN
AMENDED PROJECT PRIORITY LISTS

October 2009

OVERVIEW - In April 2009, the US Environmental Protection Agency awarded New York State \$432,000,000 through the American Recovery and Reinvestment Act of 2009 (ARRA) for the Clean Water State Revolving Fund (CWSRF). The New York State Environmental Facilities Corporation administers the CWSRF on behalf of the NYS Department of Environmental Conservation.

IUP amendment #3 includes the listing of projects currently identified as candidates to receive ARRA funds. In particular, Amendment #3 includes projects listed in funding Category C, which is reserved for eligible CWSRF projects with populations that exceed 2 million people. New York City falls into this category.

In addition, this amendment extends the 2009 IUP period beyond 9/30/2009 in an effort to provide additional time for Corporation staff to close all eligible 2009 ARRA and Non-ARRA projects within the confines of the 2009 IUP.

IDENTIFICATION OF ADDITIONAL ARRA CANDIDATE PROJECTS - Since the enactment of ARRA in February, EFC has been working to identify “ready-to-go,” program eligible clean water projects throughout the State. IUP Amendments #1 and #2 explained ARRA program requirements and listed non-New York City ARRA Projects in Categories A, B, and D.

Amendment #3 provides the listing of all ARRA eligible projects identified to date including those within New York City that are now shown in funding Category C. Corporation staff has worked closely with New York City officials to identify projects that comply with the requirements and time constraints of ARRA.

EXTENSION OF 2009 IUP PERIOD - In order to maintain a high level of service to our ARRA and non-ARRA CWSRF clients, EFC is extending the 2009 IUP period beyond the end of the 2009 Federal Fiscal Year on September 30, 2009 to March 31, 2010. This will provide EFC staff and our clients with additional time to properly administer and close all financings for projects that remain eligible for funding in 2009. Due to the increased workload of administering the base CWSRF program and the ARRA program, some projects will likely close their 2009 Project Finance Agreement with the Corporation after October 1, 2009.

The Corporation is also opting to extend the 2009 IUP in an effort to accommodate the proper description of the uses of ARRA’s Green Project Reserve monies. ARRA requires that states set aside 20% of their funding (New York State’s share is \$86.5 million) in a green project reserve for innovative water quality projects. Descriptions of the allocation and uses of the Green Project Reserve, including a full listing of selected candidates for funding via the Green Innovations Grant Program, will be listed in a subsequent 2009 CWSRF IUP amendment.

PUBLIC REVIEW AND COMMENT ON AMENDMENT NO. 3

A public notice on the availability of draft Amendment No. 3 and request for comments was published in the September 9, 2009 issue of the Environmental Notice Bulletin. The New York State Environmental Facilities Corporation (EFC) accepted comments on Amendment No. 3 to the FFY 2009 CWSRF IUP by mail, email, or fax until close of business Friday, September 25, 2009. No comments were received during the public comment period for draft Amendment No. 3.

For additional information regarding the CWSRF program, please call the New York State Environmental Facilities Corporation (EFC) toll-free line at 800-882-9721 or 518-402-7396, or visit the EFC website at www.nysefc.org/cwsrf.

EFC offers ongoing updates of ARRA implementation at www.nysefc.org/recovery. Those who are interested in being informed of the latest ARRA news are encouraged to subscribe to receive email alerts, which are sent as new information is available.

8.0. Appendix A: Amended Annual CWSRF Project Priority List for CWSRF Financing

Type of Financial Assistance

EFC will provide ARRA funds to projects selected by EFC that meet the requirements of ARRA and CWSRF program requirements, to the extent that funds are available. Projects may receive a combination of 2009 program CWSRF funds and ARRA funds subject to eligibility requirements and availability. The combination will be determined by EFC in consultation with the applicant. Other projects will be provided with 2009 CWSRF program funds, to the extent that funds are available.

Estimated Date of Closing

EFC will work with communities to close financings as quickly as possible to adhere to the intent and requirements of ARRA and the 2009 CWSRF program.

Final Amendment No. 3 - 2009 IUP
Annual CWSRF Project Priority List - ARRA Candidate Projects

Project Type	Project Number	Applicant Name	Service Area	Project Description	SPDES Permit	Score	Estimated Assistance Amount	Estimated GPR Amount	Estimated Principal Forgiveness Amount	Actual/ Estimated Closing Date
Category A										
212	5314-01-70	NORTH SALEM, TOWN OF	PEACH LAKE	COLL, FM, PS, STP [PHASE 1- ARRA]	NY0274526	1092	\$8,782,034		\$4,391,017 *	10/30/2009
212	5340-06-70	SOUTHEAST, TOWN OF	PEACH LAKE	COLL, FM, PS, STP [PHASE 1- ARRA]	NY0274526	1092	\$4,099,093		\$2,049,547 *	10/30/2009
212	6237-02-70	OWASCO, TOWN OF	SEWER DISTRICT NO. 1	FM, PS	NY0029297	1053	\$1,551,368		\$775,684	7/13/2009
212	5154-06-70	BROOKHAVEN, TOWN OF	SEWER DISTRICT #2	STP [0.20 MGD]	NY0277827	1033	\$10,153,989		\$2,600,000	8/24/2009
212	6046-01-70	WEEDSPORT, VILLAGE OF		I/I CORR, STP IMP	NY0020559	1033	\$5,145,000		\$2,572,500	7/13/2009
212	6609-01-70	CUBA, VILLAGE OF		I/I CORR, STP REHAB	NY0023515	67	\$2,093,200		\$1,046,600	8/24/2009
212	6020-05-70	SACKETS HARBOR, VILLAGE OF		I/I CORR, STP REPL	NY0027014	58	\$8,200,000		\$2,000,000	8/27/2009
Category A Totals:							\$40,024,684	\$0	\$15,435,348	
Category B										
212	5315-05-71	MIDDLETOWN, CITY OF		STP UP/EXP [ARRA]	NY0026328	2064	\$27,832,973		\$13,916,487	8/24/2009
212	6603-02-71	NIAGARA FALLS PWA	NORTH GORGE INTER.	SEW REHAB	NY0026336	2057	\$10,941,905		\$5,470,953	9/1/2009
212	5368-26-70	ROCKLAND COUNTY	SD #1	PS REHAB, STP REHAB [PHASE II]	NY0031895	1101	\$9,904,225		\$4,952,113	9/1/2009
319	5502-02-70	PLATTSBURGH, CITY OF	AKEY ROAD LANDFILL	LF-CAP (TITLE 5)	NO SPDES	162	\$4,672,985		\$2,336,492	9/1/2009
212	6320-12-70	ONONDAGA COUNTY	ONONDAGA LAKE	CSO (HARBOR BROOK CSO ABATEMENT	NY0027801	136	\$20,000,000		\$10,000,000	8/24/2009
212	7396-02-70	WESTCHESTER COUNTY	MAMARONECK	STP UP [NUTRIENT REMOVAL (SLI-01)]	NY0026701	122	\$55,000,000		\$27,500,000	9/14/2009
212	7370-02-70	PATCHOGUE, VILLAGE OF	VILLAGE SD	STP MOD/EXP [UV & AMMONIA]	NY0023922	117	\$5,836,504		\$2,600,000	8/27/2009
212	6602-09-70	BUFFALO SEWER AUTHORITY	HAMBURG DRAIN	CSO	NY0028410	104	\$17,616,500		\$8,808,250	8/24/2009
212	5105-03-70	NASSAU COUNTY	THE BIRCHES	COLL, FM, PS [CONVEYANCE TO GLEN COVE]	NY0189950	97	\$5,957,891		\$2,978,945	8/24/2009
212	5155-42-70	OYSTER BAY, TOWN OF	THE BIRCHES	COLL, FM, PS [CONVEYANCE TO GLEN COVE]	NY0189950	97	\$6,258,107		\$3,129,053	8/24/2009
212	5107-04-70	CEDARHURST, VILLAGE OF	VILLAGE SD	FM MOD, PS IMP,SEW REPL, STP REPL	NY0026450	76	\$11,700,305		\$5,850,153 *	10/30/2009
212	7334-04-70	LAWRENCE, VILLAGE OF	VILLAGE SD	FM, PS UP, STP REPL	NY0020354	76	\$12,484,568		\$6,242,284 *	10/30/2009
Category B Totals:							\$188,205,963	\$0	\$93,784,730	
Category C										
212	5219-05-70	NYCMWFA	PAERDEGAT BASIN	CSO [CONTRACT 6-NATURAL AREA PARK]	NO SPDES	2111	\$20,000,000		\$20,000,000	10/30/2009
212	5209-36-70	NYCMWFA	NEWTOWN CREEK	STP UP [(NC-50A (SLUDGE VESSELS))]	NY0026204	119	\$84,266,800		\$48,725,827	10/30/2009
212	5202-03-70	NYCMWFA	HUNTS POINT	STP UP [PHASE 3R]	NY0026191	119	\$35,365,300		\$35,365,300	10/30/2009
212	5206-14-70	NYCMWFA	26TH WARD	STP UP [GENERATOR CONTRACT 13]	NY0026212	114	\$32,464,500		\$32,464,500	10/30/2009
212	5201-25-70	NYCMWFA	WARDS ISLAND	STU UP [PRIMARY SLUDGE HANDLING]	NY0026131	104	\$15,694,500		\$15,694,500	10/30/2009
212	5212-14-70	NYCMWFA	ROCKAWAY	STP IMP [WP-112]	NY0026221	56	\$5,740,000		\$5,740,000	10/30/2009
212	5206-20-70	NYCMWFA	26TH WARD	STP IMP [WP-112]	NY0026212	52	\$12,620,000		\$12,620,000	10/30/2009
212	5227-13-70	NYCMWFA	OWLS HEAD	STP IMP [WP-112]	NY0026166	46	\$1,900,000		\$1,900,000	10/30/2009
319	5271-01-70	NYC DEPT OF PARKS & REC	CITY-WIDE PLANTS	NPS [GREENSTREETS]	VARIOUS	39		\$2,000,000		10/30/2009
212	5236-13-70	NYCMWFA	PORT RICHMOND	STP IMP [WP-112]	NY0026107	34	\$27,010,500		\$27,010,500	10/30/2009
212	5210-16-70	NYCMWFA	OAKWOOD BEACH	STP IMP [WP-112]	NY0026174	28	\$18,000,000		\$18,000,000	10/30/2009
Category C Totals:							\$253,061,600	\$2,000,000	\$217,520,627	

* subject to availability of funds

Final Amendment No. 3 - 2009 IUP
Annual CWSRF Project Priority List - ARRA Candidate Projects

Project Type	Project Number	Applicant Name	Service Area	Project Description	SPDES Permit	Score	Estimated Assistance Amount	Estimated GPR Amount	Estimated Principal Forgiveness Amount	Actual/ Estimated Closing Date
Category D										
212	6094-01-72	RUTLAND, TOWN OF	FELTS MILLS PHASE III	COLL	NY0025984	2052	\$5,516,800		\$1,780,000	10/30/2009
212	5552-01-71	GRANVILLE, VILLAGE OF		STP UP [AND IMP]	NY0021547	2049	\$1,600,000		\$1,040,000	10/30/2009
212	5520-05-70	TICONDEROGA, TOWN OF	WWTP SD #5 (STAGE 1)	SEW REPL, STP MOD	NY0036706	1137	\$4,900,000		\$3,280,000	10/30/2009
212	5121-03-70	GREENPORT, VILLAGE OF	GREENPORT SD	STP UP [PHASE II BNR & UV]	NY0020079	1107	\$3,659,743		\$2,927,794	9/1/2009
212	6608-01-70	CUBA, TOWN OF	CUBA LAKE	COLL, FM, PS	NY0023515	1097	\$5,118,778		\$3,400,000	8/24/2009
212	5414-04-70	GREENPORT, TOWN OF		STP IMP	NY0030988	1091	\$8,591,249		\$4,295,624	9/1/2009
212	5514-01-71	SCHROON, TOWN OF		STP MOD	NY0020231	1053	\$4,400,000		\$3,520,000	10/30/2009
212	6297-04-70	CANASTOTA, VILLAGE OF		CSO, SEW REHAB, STP UP	NY0029807	124	\$13,500,000		\$3,750,000	10/30/2009
212	5415-02-70	HUDSON, CITY OF		PS IMP, STP IMP [CSO LTCP]	NY0022039	97	\$8,843,357		\$4,421,679	8/24/2009
212	5518-01-70	ESSEX, TOWN OF	HAMLET OF ESSEX	COLL, STP	NEW SPDES	87	\$7,519,168		\$3,892,529	10/30/2009
212	6429-02-70	ALBION, VILLAGE OF	VILLAGE OF ALBION	I/I CORR, SEW REHAB	NY0028401	81	\$2,524,640		\$1,262,320	8/19/2009
212	5434-01-70	CATSKILL, TOWN OF	HAMLET OF SMITH'S LANDIN	I/I CORR, STP IMP	NY0205004	76	\$217,296		\$173,836	8/24/2009
212	5521-01-70	NEWCOMB, TOWN OF	WINEBROOK HILLS STP IMP	I/I CORR, STP MOD	NY0023132	68	\$1,800,000		\$1,440,000	10/30/2009
212	7498-02-70	GREENVILLE, TOWN OF	SEWER DISTRICT NO. 1	I/I CORR, STP IMP	NY0094854	63	\$651,570		\$521,256	8/24/2009
212	5450-02-70	RICHFIELD SPRINGS, VILLAGE OF	VILLAGE	I/I CORR, STP IMP	NY0031411	54	\$5,355,650		\$4,000,000	8/24/2009
Category D Totals:							\$74,198,251	\$0	\$39,705,038	
Categories A, B, C, D Grand Totals:							\$555,490,498	\$2,000,000	\$366,445,743	

* subject to availability of funds