

Code of Federal Regulations

Title 40 - Protection of Environment

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Title: Subpart L - Drinking Water State Revolving Funds

Context: Title 40 - Protection of Environment. CHAPTER I - ENVIRONMENTAL PROTECTION AGENCY. SUBCHAPTER B - GRANTS AND OTHER FEDERAL ASSISTANCE. PART 35 - STATE AND LOCAL ASSISTANCE.

Subpart L—Drinking Water State Revolving Funds

Authority: Section 1452 of the Safe Drinking Water Act, as amended, 42 U.S.C. 300j-12.

Source: 65 FR 48299, Aug. 7, 2000, unless otherwise noted.

§ 35.3500 **Purpose, policy, and applicability.**

§ 35.3520 **Systems, projects, and project-related costs eligible for assistance from the Fund.**

(e) *Ineligible projects.* The following projects are ineligible for assistance from the Fund:

- (1) Dams or rehabilitation of dams.
- (2) Water rights, except if the water rights are owned by a system that is being purchased through consolidation as part of a capacity development strategy.
- (3) Reservoirs or rehabilitation of reservoirs, except for finished water reservoirs and those reservoirs that are part of the treatment process and are on the property where the treatment facility is located.
- (4) Projects needed primarily for fire protection.
- (5) Projects needed primarily to serve future population growth. Projects must be sized only to accommodate a reasonable amount of population growth expected to occur over the useful life of the facility.
- (6) Projects that have received assistance from the national set-aside for Indian Tribes and Alaska Native Villages under section 1452(i) of the Act.