

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act
February 4, 2005
File Number: 4561-3-1018

1. In accordance with section 6(6) of the Regulation, it has been determined that the undertaking may proceed following approval under all other applicable acts and regulations.
2. Commencement of this undertaking must occur within three years of the date of this Determination. Should commencement not be possible within this time period, the undertaking must be registered under the *Environmental Impact Assessment Regulation (87-83)* – Clean Environment Act again, unless otherwise stated by the Minister of the Environment and Local Government.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document (dated August 31, 2004), as well as to those from all subsequent correspondence and reports during the registration review. Additionally, the proponent shall submit a summary table detailing the status of each Condition listed in this Determination to the Director of the Project Assessment Branch every 6 months from the date of this Determination (i.e.: February 4, 2005) until such a time as the project is complete and the Department of the Environment and Local Government is satisfied that all the conditions have been addressed.
4. Acquire a Watercourse and Wetland Alteration Permit from the Department of the Environment and Local Government before commencing any work on site. For additional information please contact the Watercourse and Wetland Alteration Program Section of the Department of the Environment and Local Government at (506) 457-4850.
5. A wetland compensation plan will be required as part of this project. Approval of this plan will be required from NBDELG and Environment Canada, with input from NBDNR and will need to be finalized within 6 months from the date of this EIA Determination. The total project-related direct wetland loss is predicted to be 1.1 hectares in addition to another 0.3 hectares of wetland that will be isolated/fragmented (1.4 hectares of total wetland affected). The prediction for direct and indirect wetland area/function loss will need to be verified by the Proponent after the project has been completed. For additional information please contact Lee Swanson at the Sciences and Reporting Branch of the Department of the Environment and Local Government (506 457-4844).
6. A Noise Monitoring Plan is to be submitted to the Director, Project Assessment Branch, Department of the Environment and Local Government prior to the Vaughan Harvey and Assomption Boulevard extensions being open to the public. This Noise Monitoring Plan should also include potential mitigation measures related to noise abatement in the affected areas along with subsequent monitoring to verify the effectiveness of these measures (if required).
7. If any material is to be removed from within 300 m of the Ordinary High Water Mark of the Petitcodiac River or from any Provincial Crown land, application for a Quarry Permit will be required under the

Quarriable Substances Act. Please contact the NBDNR Mines Branch at (506) 453-2206 for further information.

8. The Proponent shall notify Mr. Michel LaCroix, District Transportation Engineer (Moncton), New Brunswick Department of Transportation (NBDOT), at (506) 856-2000 prior to the project commencement.
9. If it is suspected that remains of archaeological significance are discovered during construction, all activity shall be stopped near the find and the Resources Manager of the Archaeological Services Unit, Heritage Branch of the Culture and Sport Secretariat, shall be contacted at (506) 453-2756.