

**DOCUMENT “A”**

**MINISTER’S DETERMINATION  
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

20 January 2005

File Number: 4561-3-1023

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, and monitoring and mitigation measures presented in the EIA registration document (dated October 12, 2004), as well as to those in all subsequent correspondence during the registration review.
4. As part of the upgrade, the existing tank structures (septic tank, trickling filter and effluent tank) must be exposed and evaluated to ensure that all project components meet the Department of the Environment & Local Government (DELG) and the Department of Health & Wellness (DHW) requirements (e.g., CSA CAN3-B66-M79 septic tank construction standard). The final design must be completed by a professional engineer, in consultation with DELG and DHW, and may require measures to provide a quiescent flow (e.g., inlet and outlet baffles, etc.), and any other measures required by DHW or DELG to meet provincial treatment standards. In addition, an exfiltration test must be conducted by a professional engineer to confirm the integrity of project components and proper functioning of the system.
5. The proponent shall submit an erosion/sedimentation control plan to the Director, Project Assessment, Department of the Environment & Local Government (DELG) for review and approval, prior to on-site excavation. The plan must describe the erosion and sedimentation-control measures (e.g., bank stabilization measures, silt fencing, etc) to be implemented, including details on maintenance and removal following site stabilization. In addition, existing vegetation on-site must be maintained to the extent practical (i.e., minimize vegetation clearing).
6. The project will require an *Approval to Construct* and an *Approval to Operate* as per the *Water Quality Regulation* of the Clean Environment Act, to be issued by DELG in consultation with DHW. Please contact the Manager of the Waste Management Section at (506) 453-7945 for further information.
7. Measures to reduce infiltration as a result of rainfall must be properly installed and monitored (e.g., filter fabric, etc.).

8. Any existing infrastructure/material (e.g., piping, etc) requiring disposal, shall be disposed of at an approved facility (e.g., sanitary landfill).
9. A *Watercourse/Wetland Alteration Permit* will be required for any activities conducted within 30 m of a watercourse or wetland. Please contact the Manager of the Watercourse/Wetland Alteration Program, at (506) 457-4850 for additional information.
10. A *Building Permit* will be required for any structures to be constructed on site. Please contact the Greater Moncton Planning Commission at (506) 857-0511 for additional information.
11. In the event of any environmental upset, (e.g., hazardous materials spill, overturned heavy equipment, erosion/sedimentation plume, etc), the Director of the DELG regional office must be notified immediately at (506) 856-2374
12. If it is suspected that remains of archaeological significance are discovered all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit of the Heritage Branch, Culture & Sport Secretariat must be contacted immediately at 453-2756.
13. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.