

DOCUMENT "A"

MINISTER'S DETERMINATION

CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

March 21, 2006

File Number: 4561-3-1048

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 July 20, 2005, and to those in all correspondence 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 until such a time as the construction is complete and a New Brunswick Certificate of Approval to Operate has been issued for this facility.
4. If it is suspected that remains of archaeological significance are discovered during construction, all activity shall be stopped near the find, and the Project Executive, Archaeological Services Section of the Department of Wellness, Culture and Sport shall be contacted at 453-2756 for direction.
5. The proponent must obtain the appropriate approvals from the Approvals Branch, Environmental Management Division, Department of the Environment and Local Government before any construction activities may be commenced. Please contact Mr. Perry Haines, P.Eng., Director, Approvals Branch at (506) 453-2235 regarding this matter.
6. The proponent must obtain a Watercourse and Wetland Alteration Permit from the Regional Environmental Services Branch, Department of the Environment and Local Government for any activities carried out within 30 meters of any watercourse or wetland before construction activities commence. Please contact Mr. Kirk Gordon, Executive Director, at (506) 444-5149 for further information.
7. The proponent must prepare an Environmental Protection Plan (EPP) illustrating mitigation measures to be put in place for the construction of the project. A progressive work schedule, including an outline of when each aspect of the project will take place, shall be part of the EPP. The EPP must be submitted to Mr. Paul Vanderlaan, Director, Project Assessment Branch, Department of the Environment and Local Government for review and approval prior to the commencement of construction associated with the project.

8. The proponent must ensure that discharge from the sanitary sewer drains are directed towards the City of Saint John's municipal wastewater treatment system as soon as it is in place.
9. There will be no outdoor storage of synthetic gypsum at the gypsum wallboard manufacturing plant site.
10. The proponent must follow the Provincial Motor Vehicle Act to ensure that loads are properly secured on trucks during transportation of raw materials and finished products.
11. The City of Saint John must be contacted before any construction activity takes place that may interfere with the flow of traffic along Bayside Drive. Please contact Mr. Craig Campbell at (506) 658-4409 regarding this matter.