

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

October 19, 2006

File Number: 4561-3-1086

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 Environment.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated July 10, 2006, as well as all those identified in subsequent 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 all the Conditions have been met.
4. The well shall be reamed out from the current 150 mm diameter size of the test well to a 200 mm diameter size for the production well, and shall have the outside of the casing (annular space) sealed to a depth of 15 m below the ground surface.
5. A low-water shut-off probe shall be installed within the production well at a depth of 16 m below the ground surface to guard against fracture dewatering.
6. Any monitoring, observation or test wells drilled as a part of this project which will no longer be in use shall be decommissioned by a licensed Water Well Driller as per the *Guidelines for the Decommissioning (Abandonment) of Water Wells*. This includes the abandoned well located on the Village's property as identified in the EIA Registration.
7. The proponent shall obtain an Approval to Construct and apply for a modification to the Approval to Operate from the Stewardship Branch of the New Brunswick Department of Environment. The *Approval to Construct* shall be obtained prior commencing any construction activities. Please contact Mr. Kevin Gould, Drinking Water Approvals Engineer, at (506) 444-6728 for details.
8. An application shall be made with the Stewardship Branch of the Department of Environment for a Request for Modification of the latest approved Clean Water Act sampling plan to include the new production well. For additional information, please contact Kevin Gould, Drinking Water Approvals Engineer, at (506) 444-6728 for details.
9. A formal request shall be made by the municipality that the Wellfield Protection

Program/WfPADO process be initiated (by passing a Resolution of Council) prior to bringing the production well on-line. A wellfield protection study shall also be completed within one year of bringing the well on-line. Please contact Katie Pettie at (506) 457-6893 if you require further information.

10. The proponent shall apply for and obtain a Watercourse and Wetland Alteration Permit from the Department of Environment for any activities carried out within 30 meters of any watercourse or wetland, prior to the commencement of any construction activities. It is recommended that submission of this application occur at least 90 days prior to the commencement of any construction activity. Please contact Mr. Denis Deveau, Regional Director responsible for the Watercourse Alteration and Wetlands program at (506) 457-4850 for further information.
11. If it is suspected that the remains of archaeological significance are found during construction of the project, work shall stop immediately in the vicinity of the find, and the Archaeological Services Unit, Heritage Branch, Wellness, Culture and Sport, shall be contacted immediately at (506) 453-2756. The proponent may be required to undertake a heritage assessment for which it would bare the financial responsibility.
12. A detailed sediment and erosion control plan to prevent the release of sediment and sediment laden water into any watercourse shall be submitted to the Director of the Project Assessment Branch for review. Approval of this plan shall be received **prior to commencing any construction activities.**
13. A contingency plan for the management of hazardous material (e.g. fuels, lubricants, asphalt, cement, concrete additives and agents, preservatives, solvents paints etc.) and wastes (e.g. waste oil) that may be used or generated in the operation or construction of the project shall be developed and submitted for review to the Director of the Project Assessment Branch. Approval of this plan shall be obtained **prior the commencement of construction activity.** The plan should include response measures and key contacts, as well as identifying the location of and how to quickly access spill response equipment and resources, particularly after-hours.