

# DOCUMENT "A"

## MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

**July 10, 2007**

File Number: 4561-3-1117

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 February 2007, 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 of the Department of the Environment every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. Within 1 year of the date of this Determination the proponent must submit for review and approval an application for a Watercourse and Wetland Alteration Permit for the restoration of the existing sewage lagoon to wetland. The application should make reference to EIA file number 4561-3-1117. The information to be contained in the application includes but is not limited to: detailed construction plans including proposed timing and proposed construction methods and materials, proposed erosion and sediment control measures, and a sludge management and sampling plan. The wetland restoration work must commence within 2 years of the date of this Determination.
5. Sampling for baseline water quality (inorganic and microbiology) of all wells within 100m of the proposed sewer line must be completed by the proponent prior to commencement of sewer line construction. For wells located within 100 m of locations where rock hammering is necessary, additional information on well construction must be included in the preconstruction baseline survey including well age, depth, casing length, screen depth and well yield. All well data collected must be submitted to the Director of Sciences and Reporting Section of the Department of Environment.
6. Any private water wells that are impacted as a result of construction or operational activities related to this project must be restored or replaced by the proponent. The required action may include but is not limited to the deepening of a well or the drilling of a new well. If an existing private well becomes unusable, the proponent must make provision for a temporary water supply until the well is repaired or replaced.

7. A site specific Environmental Protection Plan (EPP) must be prepared and submitted to the Director, project Assessment Branch for review and approval prior to commencement of construction activities.
8. Prior to commencement of construction the proponent must prepare a contingency plan that outlines basic spill and leak response measures and key contacts, as well as identifying the location and accessibility of spill response equipment and resources, including after-hours.
9. Should the project require the excavation or disturbance of 500 cubic metres or more of rock that is suspected of having the potential to be acid generating, the rock must be sampled analysed and identified, and the proponent must contact the following parties to discuss appropriate measures: Rodger Albright, Environment Canada at (902)-426-4480 and Don Fox, NB Department of the Environment at (506) 457-7257.
10. 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 must be contacted at (506) 453-2756.