

DOCUMENT "A"

MINISTER'S DETERMINATION

CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

24 February 2012

File Number: 4561-3-1320

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 implement measures to require adherence by all contractors, sub-contractors and workers on this project, to all obligations, commitments, monitoring and proposed mitigation measures presented in the EIA registration document dated October 5, 2011 as well as all those identified in subsequent correspondence during the registration review. Additionally, the proponent must submit a summary table detailing the status of each Condition listed in this Determination to the Manager of the Environmental Assessment Section of the Department of Environment (DENV) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. Any on-site water supplies no longer in use shall be decommissioned as per the requirements of the *DENV Guideline for Decommissioning (Abandonment) of Water Wells* (<http://www.gnb.ca/0009/0002-e.pdf>).
5. If at any time water demand increases, in excess of 49m³/day or additional wells are required, the proponent must contact the Manager of the Environmental Assessment Section, DENV, to determine if further assessment is required.
6. Every well in use on the property must have a flow meter installed and water usage data must be monitored and recorded daily and records maintained on site. A summary of water use must be submitted to the Manager of the Environmental Assessment Section, DENV on an annual basis.
7. The developer shall be aware of the Agricultural Operations Protection Act (AOPA) and the protection from liability that it provides to farmers who follow acceptable agricultural practice.

8. The treed property lines in existence on the property at the date of this *Determination* shall be maintained as a buffer between the mini-home park and surrounding agricultural properties.
9. Prior to commencement of any construction activities within 30 metres of any watercourse or wetland, the proponent must obtain a *Watercourse and Wetland Alteration* (WAWA) Permit. If additional information is required, please contact the Manager of the Surface Water Protection Section, DENV at (506) 457-4850.
10. An *Approval to Construct* will be required for this project. Please contact the Manager of the Water and Wastewater Management Section, DENV at (506) 453-2390.
11. The proponent shall ensure that project work involving the use of concrete, mortars and other Portland cement or lime-containing materials that may have a high pH, shall be planned and conducted to ensure that sediments, debris, concrete, and concrete fines are not deposited, either directly or indirectly, into the aquatic environment.
12. The proponent shall ensure that the Environmental Protection Plan and associated contingency plans that reflect a consideration of potential accidents and malfunctions, taking into account site-specific conditions, are prepared and kept on-site during the construction and operation of this project and that all contractors and employees are aware of the requirements within.
13. If it is suspected that remains of archaeological significance are discovered during construction, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Section of the New Brunswick Department of Wellness, Culture and Sport (WCS), shall be contacted at (506) 453-2756 for further direction.
14. In the event of the sale, lease, or any other conveyance or change of control of the Project, or any portion thereof, the proponent shall provide written notice of the conditions to the lessee, controller, or purchaser.
15. Refuelling and maintenance of equipment must take place in designated areas, on level terrain, a minimum of 30 m from any surface water bodies and potable water supply wells, on a prepared impermeable surface with a collection system to contain oil, gasoline and hydraulic fluids. Appropriate spill response equipment must be maintained in a readily accessible location during project construction and operation. All spills and releases shall be promptly contained, cleaned up and reported to the 24-hour emergency response line (1-800-565-1633).