

DOCUMENT "A"

**MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

February 18, 2015

File Number: 4561-3-1367

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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 and Local Government.
 3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the document entitled, "WELSHPOOL LANDING Environmental Impact Assessment, Campobello, New Brunswick", October 2014, 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 Manager of the Environmental Assessment Section of the Department of Environment and Local Government (DELG) every 6 months from the date of this Determination until such a time as all the Conditions have been met.
 4. If it is suspected that remains of archaeological significance are found during construction, operation or maintenance of the proposed development, as per the Heritage Conservation Act (2010), all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit shall be contacted at (506) 453-3014.
 5. The proponent must apply for and obtain a *Watercourse and Wetland Alteration (WAWA) Permit* from DELG for any activities conducted within 30 metres of a watercourse or wetland, prior to the commencement of the Project. For additional information, please contact the Manager of the Watercourse and Wetland Alteration Program, DELG, at (506) 457-4850.
 6. The proponent shall obtain a commercial *Crown Lands Lease* for the project related area from the Department of Natural Resources Crown Lands Branch prior to the commencement of the project.
 7. The proponent shall obtain a *Quarry Permit (Dredging)* for the project related area from the Department of Energy and Mines prior to the commencement of the project.
 8. The proponent shall obtain an *Approval to Operate a Dredge Spoil Disposal Site* for dredged material to be disposed of on land prior to the commencement of the project. The Approval shall be obtained from the DELG Saint John Regional Office.

9. The proponent shall ensure the Kelly Cove Salmon Farm and the Northern Harvest Sea Farm are notified prior to the commencement of dredging activities.
10. The proponent shall undertake dredging activities only when the Friars Bay aquaculture site (MF-0055) and Friars Head aquaculture site (MF-0168) are in fallow, unless permission is granted by the Manager of the Environmental Assessment Section of the DELG to dredge when the cages contain salmon.
11. The proponent shall ensure that the new surface area that is created by the infilling of the laydown area will not exceed 665 m² and the volume of fill and armor stone will not exceed 2600 m³.
12. The proponent shall ensure that if a nest or chick of a migratory bird is detected, work in the area shall be halted and Canadian Wildlife Service be consulted for advice ((902) 426 – 9152). The proponent shall ensure that activities are conducted in a manner that would be in compliance with the *Migratory Birds Convention Act*.
13. The proponent shall ensure that all required permits administered by The Navigable Waters Protection Program (NWPP), are obtained prior to commencement of the project.
14. An Environmental Protection Plan (EPP) must be prepared for the construction, operation, and maintenance phases of this project. The EPP must be submitted for review and must receive approval from the Manager of the Environmental Assessment Section of DELG prior to the commencement of any project activities. For more information, please contact the Manager at (506) 444-5382.
15. The proponent shall ensure that any proposed project modifications are submitted for review and approval by the Manager of the Environmental Assessment Section of DELG.
16. The proponent shall ensure that all developers, contractors and operators associated with the development project comply with the above requirements.