

DOCUMENT "A"

**MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act
February 7 2014
File Number: 4561-3-1371

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, "Environmental Impact Assessment (EIA) Registration: Larca Enviro Ltd. Wastewater Processing Facility, Moncton, New Brunswick", registered on November 18, 2013, 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 shall obtain an *Approval to Operate* from the Impact Management Branch prior to the operation of the facility. For more information, please contact the Manager of the Industrial Processes Section, DELG, at (506) 453-7945.

6. The proponent must obtain a *Site Approval*, and an *Environmental Approval*, for the installation of a petroleum storage system, under Regulation 87-97, *Petroleum Product Storage and Handling Regulation – Clean Environment Act*. For more information, please contact the Manager of the Petroleum Storage Program, DELG, at (506) 444-4667.
7. The proponent shall ensure that the facility only accepts wastewater from within New Brunswick that contains hydrocarbons which originate from the following sources; contaminated water, ice and snow, and wash water from washing industrial trucks, tankers, trailers, and decommissioned petroleum storage tanks. Any other wastewater (for example, flow back/frac water from oil/gas operations) shall not be permitted to be treated at the facility unless it is approved by the Manager of the Environmental Assessment Section, DELG.
8. The proponent shall ensure that a development permit application for a change in use is submitted and approved by the City of Moncton, prior to commencement of the project. Please contact the City of Moncton's Development Control Supervisor (Building Inspection Department), Allan Breau, at (506) 853-3441 for further information
9. The following items must be submitted to and approved by the City of Moncton's Director of Environmental Management and Planning. These items must be properly implemented before the operation of the facility can commence:
 - a. a maintenance plan to ensure proper functioning of the treatment equipment;
 - b. an effluent sampling program which will include but is not limited to release rates to the City of Moncton sewer system;
 - c. a sampling manhole to be located within the street right of way or easement;
 - d. A flow meter must be installed on the outlet pipe, after treatment, before the property line; and
 - e. all backflow prevention devices connected to the municipal water supply.
10. The proponent shall ensure that all developers, contractors and operators associated with the development project comply with the above requirements.