

DOCUMENT "A"

**MINISTER'S DETERMINATION
CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

July 24, 2014

File Number: 4561-3-1385

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 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 April 11, 2014, 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, 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. The final Environmental Protection Plan (EPP) shall be available on site and followed by the proponent and all contractors, sub-contractors and workers on this project.
5. Prior to commencement of any construction activities within 30 metres of any watercourse or wetland, the proponent must obtain a Watercourse and Wetland Alteration Permit from the DELG. Please contact the Manager of the Surface Water Protection Section, DELG at (506) 444-5149.
6. An Environmental Effects Monitoring (EEM) plan for the adjacent wetland must be developed and implemented during construction and also in Years 1 and 3 post-construction to document potential impacts due to the project and take any necessary corrective actions. Baseline data of the wetland vegetation species and communities as well as abiotic characteristics of the surface water (egs: total suspended solids, pH, dissolved oxygen, etc.) must be collected prior to project commencement as to observe changes throughout construction and post-construction phases.
7. All machinery must be thoroughly cleaned before entering the work area, and before leaving for other work sites to prevent the spread of potential invasive plant species such as Purple Loosestrife. All machinery must be checked daily to ensure it is in good working order.

8. Daily inspections of the work area will be conducted to search for the presence of turtles (of any kind), and if found turtles will be carefully removed from the construction area to a safe location elsewhere near the edge of the wetland.
9. Should indigenous soils be negatively impacted in the area immediately in front of the Kent Building Supply store (where a possible prehistoric "shoreline" may be present), all activity shall be stopped until a permitted archaeologist is available on site to monitor excavation activities and to protect possible Palaeoindian archaeological resources. If it is suspected that any remains of archaeological significance are discovered during construction, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit, Department of Tourism, Heritage and Culture, shall be contacted at 453-2756 for further direction.
10. 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).
11. The proponent shall ensure that all developers, contractors and operators associated with the project are familiar with, and comply with the requirements of the Migratory Birds Convention Act and the Species at Risk Act and associated *Regulations*.
12. A maintenance schedule for the Stormceptor must be provided prior to the start of construction and the maintenance reports must be submitted annually to the Manager of the Environmental Assessment Section, DELG.
13. The proponent shall ensure that all developers, contractors and operators associated with the project comply with the above requirements.