

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

July 7, 2006

File Number: 4561-3-1078

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 April, 2006, 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, Project Assessment Branch, 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. There shall be no development on the east (wetland) side of proposed Goldrush Drive. Lots 8 to 12 as shown on Drawing 1, Proposed Wetland Management and Mitigation (Fundy Engineering, February 2006) shall therefore not be developed.
5. Further to the above, the proponent shall stabilize and re-vegetate those portions of the subject property that have been cleared and grubbed on the east (wetland) side of proposed Goldrush Drive . Species of plants native to the general area shall be utilized.
6. Prior to commencing any further work on the subject property, the proponent shall apply for and obtain a Watercourse and Wetland Alteration Permit from the Watercourse and Wetland Alteration Section of the Department of Environment. The application should make reference to EIA File number 4561-3-1078 and shall reflect the requirements outlined in Conditions 4 and 5 above.
7. Surplus fill material generated as a result of subdivision construction shall not be used to fill backyard wetlands of individual lot owners at other locations.
8. The individual on-site wells shall be constructed by a well contractor licensed in the Province of New Brunswick.
9. For the information and protection of potential future lot owners, it is recommended that the proponent drill a well on one of the proposed lots to demonstrate that potable drinking water is available prior to the development and sale of these lots.
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 shall be contacted at (506) 453-2756.

11. The proponent shall ensure that contractors and/or staff are aware of the fact that migratory birds, their eggs, nests and young are protected under the Migratory Birds Convention Act and associated regulations (MBCA). It is expected that the proponent comply with the Migratory Birds Convention Act for all project-related activities and during all project phases.