

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act
27 November 2009
File Number: 4561-3-1203

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 February 12th, 2009, and subsequent addendums, 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 Project 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. Although no archaeological sites are presently recorded at this location, there still exists the possibility of encountering unrecorded archaeological resources (of historic and prehistoric significance) during excavation activities. If the proponent suspects that he has come upon remains of archaeological significance, all excavation shall cease and the Archaeological Services Unit, Heritage Branch (WC&S) shall be contacted immediately at 453-2756.
5. The proponent shall contact the Department of Fisheries and Oceans (DFO) Area Habitat Coordinator at (506) 393-3036 at least 48 hours prior to the onset of construction. A copy of the DFO letter of advice dated March 23rd, 2009 should be kept on-site at all times.
6. An Environmental Management Plan (EMP) shall be submitted for review, and be approved by, the Manager of the Project Assessment Section, DENV, prior to the onset of construction. The EMP shall demonstrate mitigation measures for all aspects of the project including but not limited to the following:
 - a) An erosion and sedimentation prevention and control strategy;

- b) A Routine Inspection Plan to ensure that all components of the project are functioning properly (which shall include monitoring of flow rates, investigating blockages in a timely fashion to ensure potential leaks in the system are detected quickly and repaired, etc);
 - c) An Emergency Response contingency plan(s) in case of environmental emergencies (which shall contain provisions for the immediate notification of the Dept. of Environment, the Dept. of Health, and any downstream water users in the event of overflow or other environmental emergencies, details of appropriate spill response equipment on site, etc);
 - d) Refueling and maintenance of equipment, and
 - e) An Environmental Effects Monitoring plan, etc.
7. The design and operation of the project shall adhere to the requirements of the CCME *Canada-Wide Strategy for the Management of Municipal Wastewater Effluent*. Please contact the Manager of the Water and Wastewater Section, DENV at (506) 453-7945 for more information.
8. The proponent shall obtain an *Approval to Construct*, prior to the onset of construction, as per the *Water Quality Regulation – Clean Environment Act*. Detailed final design specifications shall be included in the application. Please contact the Manager, Water and Wastewater Section at (506) 453-7945 for further information.
9. Prior to the commencement of any activities within 30 meters of a watercourse or wetland, the proponent must obtain a *Watercourse and Wetland Alteration Permit*. Please contact the Manager, Watercourse and Wetland Alteration Program, DENV, at 444-5149 for more information.
10. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.