

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act
August 15, 2014
File Number: 4561-3-1377

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 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 February 5, 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 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. The proponent shall ensure that the Environmental Management Plan and associated contingency plans that reflect a consideration of potential accidents and malfunctions, taking into account site-specific conditions, are kept on-site during the construction and operation of this project and that all contractors and employees are aware of the requirements within.
5. The Proponent shall submit detailed design copies of the final subdivision plans and a drainage design plan to Paul Lightfoot, Rural Subdivisions Coordinator, Properties Services Branch, PO Box 6000, Fredericton, NB E3B 5H1 and to the Manager, Environmental Assessment Section, DELG for review and approval. This design copy must include, but is not limited to, a site-specific project layout plan, details for construction that must be directly linked to the Environmental Management Plan as per condition #4 above, and a construction schedule. Commencement of construction cannot be undertaken prior to the approval of the site plan by the Environmental Assessment Section (DELG) and the Department of Transportation and Infrastructure (DTI).
6. The Proponent shall submit tentative subdivision plans to Marcelle Thibodeau-Hennigar, Development Officer, Regional Service Commission 11, 860 Prospect Street, Fredericton, NB E3B 2T8 for review and approval.
7. The developer is required to redeem the water well voucher or must ensure that the new homeowner is given the voucher and also the yellow copy of the well log report. *The Potable Water Regulation – Clean Water Act* states that the owner of a well to whom a voucher has been given shall redeem it within 12 months of having the well drilled. This

mandatory water testing at the Provincial Analytical Services Laboratory for general chemistry (e.g. arsenic, fluoride) and microbiological analyses of private wells determines if the water is safe to drink.

8. Any test wells with insufficient yield must be decommissioned as per the Department of Environment and Local Government's "*Guidelines for Decommissioning (abandonment) of Water Wells*" by a Water Well Contractor / Driller licensed in the Province of New Brunswick.
9. Prior to commencement of any construction activities in or within 30 metres of any watercourse or wetland, the proponent must obtain a *Watercourse and Wetland Alteration* (WAWA) Permit. If additional information is required, please contact the Manager of the Surface Water Protection Section, DELG at (506) 457-4850.
10. The proponent shall ensure that project work involving the use of concrete, mortars and other Portland cement or lime-containing materials that may have a high pH, shall be planned and conducted to ensure that sediments, debris, concrete, and concrete fines are not deposited, either directly or indirectly, into the aquatic environment.
11. If it is suspected that remains of archaeological significance are discovered during construction, operation or maintenance of the proposed development; as per the New Brunswick Heritage Conservation Act (2010) all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit of the New Brunswick Department of Tourism, Heritage and Culture (THC), shall be contacted at (506) 453-3014, for further direction.
12. In the event of the sale, lease, or any other conveyance or change of control of the Project, or any portion thereof, the proponent shall provide written notice of the conditions to the lessee, controller, or purchaser.
13. 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).