

DOCUMENT “A”

MINISTER’S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

March 26, 2008

File Number: 4561-3-1137

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 August 2007 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 of the Project Assessment and Approvals Branch of the Department of the Environment and every 6 months from the date of this Determination until such a time as all the Conditions have been met.
4. In the event that project personnel encounter any potential archaeological resources, work in the immediate area of the find (10 m radius) must be halted immediately, and the Archaeological Services Unit, Heritage Branch, Wellness, Culture and Sport, shall be contacted immediately at (506) 453-2756.
5. The proponent shall apply for and obtain a Watercourse and Wetland Alteration Permit from the Department of Environment for any activities carried out within 30 meters of a wetland, prior to the commencement of any construction activities. It is recommended that submission of this application occur at least 90 days prior to the commencement of any construction activity. Please contact Mr. Paul Jordan, responsible for Watercourse and Wetlands Alteration permits for coastal areas at (506) 444-3611 for further information.
6. All solid waste generated from this project shall be disposed of in an appropriate manner. All measures to divert waste from landfills should also be undertaken, such as using material that meets the department’s “Clean Fill Guidelines” as clean fill, and by disposing of debris that meets the departments’ definition of “C&D Debris” at an approved C&D disposal site.
7. A site map with Parcel Identifiers (PIDs) showing the locations of all private water wells within a 500 m radius of the project, shall be submitted to the Director of the Project Assessment and Approvals Branch prior to the commencement of Construction activity. Baseline monitoring of water quality (equivalent to *I) for these wells shall also be completed prior to the commencement of any construction activities, and the results of the analysis submitted to the Director of the Project Assessment and Approvals Branch.

8. Authorization to occupy Crown land must be obtained from the New Brunswick Department of Natural Resources (NBDNR) prior to any work taking place. Further details on this matter can be obtained by contacting NBDNR's Land Use Application Service Centre at 1 888 312 5600 or at www.gnb.ca/0263/.
9. Monitoring of the wetland (salt marsh) located on the north side of the Cocagne River will be required for years 1, 3 and 5 to measure any affects the project may have on the wetlands. The reports shall be submitted to the Director of the Project Assessment and Approvals Branch after each monitoring period. Compensation may be required if the results of the monitoring program demonstrate that there has been a negative effect on the wetland.