

## **DOCUMENT "A"**

### **MINISTER'S DETERMINATION**

#### **CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

May 21, 2010

File Number: 4561-3-1243

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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 November 4, 2009, 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 Environmental 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. If it is suspected that remains of archaeological significance are found during construction, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit, Heritage Branch of the Department of Wellness, Culture and Sport, shall be contacted at (506) 453-3014.
5. The maximum pumping rate for the production well (PW1) cannot exceed 75 igpm (490 m<sup>3</sup>/day) and a water storage system must be installed to meet the project's water requirements during peak demand time. A flow meter shall be installed on the production well with the water usage recorded daily. In addition, the water levels in the production well shall be recorded at a frequency set by a hydrogeologist. Water usage and water level data records shall be kept for a minimum of two years. The proponent shall submit a summary report annually that is authored by a hydrogeologist who will evaluate the water usage and water level data. This report shall be sent to the Manager of the Environmental Assessment Section, DENV, with the first report due within three months after the production well has been operational for a year. The information in this Condition is subject to change at the discretion of the Manager of the Environmental Assessment Section, DENV. For additional information, please contact the Manager at (506) 444-5382.
6. Should the Project require additional water supply capacity in the future, a Comprehensive Water Supply Assessment will have to be conducted. The results of this Assessment will have to be submitted to the Manager of the Environmental Assessment Section, DENV for review and will have to be approved before any additional wells can be connected to the system or an

increased yield is withdrawn from PW1. For additional information, please contact the Manager at (506) 444-5382.

7. The proponent must apply for and obtain a *Watercourse and Wetland Alteration (WAWA) Permit* from the Department of Environment for any activities conducted within 30 m of a watercourse or wetland, prior to the commencement of Project. For additional information, please contact the Manager of the Watercourse and Wetland Alteration Program, DENV, at (506) 457-4850.
8. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the Project comply with the above requirements.