

## **DOCUMENT “A”**

### **MINISTER’S DETERMINATION CONDITIONS OF APPROVAL**

Pursuant to Regulation 87-83 under the Clean Environment Act

10 October 2006

File Number: 4561-3-1093

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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, and monitoring and mitigation measures presented in the EIA registration document (dated August 23, 2006), as well as to those in all subsequent correspondence during the registration review. In addition, the proponent shall submit a summary Table detailing the status of each Condition listed in this Determination to the Director of the Project Assessment Branch of the New Brunswick Department of Environment every month from the date of this Determination until such a time as construction is complete.
4. A *Watercourse/Wetland Alteration Permit* will be required for any activities conducted within 30 m of a watercourse or wetland. Please contact the Manager of the Watercourse/Wetland Alteration Program, at (506) 444-5149 for additional information.
5. Construction activities must be undertaken in a short-time frame to minimize the period when the project area is disturbed. Erosion and sedimentation control measures must be put in place prior to the start of construction activities. In addition, existing vegetation on-site must be maintained to the extent practical (i.e., minimize vegetation clearing). Also, no equipment or staging areas shall be located in the wetland, and no equipment refuelling or maintenance may be conducted within 30 m of any wetland or surface water.
6. A compensation plan for any unavoidable loss or alteration of wetland habitat must be developed and submitted by December 1, 2006 to the attention of the Director, Project Assessment Branch for review and approval. The compensation plan must take into consideration any altered wetland habitat, and any opportunities for the potential restoration of habitat in proximity to the project area.

7. In the event of any environmental upset, (e.g., hazardous materials spill, overturned heavy equipment, etc), the Director of the NB Department of Environment regional office must be notified immediately at (506) 547-2092.
8. For future development planning, A.B.Z. Production Services Inc., must explicitly consider wetland habitat as a constraint, and must not develop or negatively impact wetland habitat outside of the driveway footprint (i.e., PID20785572).
9. If it is suspected that remains of archaeological significance are discovered 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) 453-2756756.
10. The proponent shall ensure that all developers, contractors and operators associated with the project comply with the above requirements.