

DOCUMENT "A"

MINISTER'S DETERMINATION

CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

3 April 2009

File Number: 4561-3-1178

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 September 25th, 2008, 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. The project must be constructed and operated in accordance with the conditions of Planning Decree 07-1F, Annexe "A"—"*Arrêté adoptant le plan rural de la Communauté rurale de Beaubassin-est*" (i.e. no more than 32 chalets may be constructed, etc), dated March 17th, 2008 (3rd reading and adoption).
5. The maximum allowable instantaneous pumping rate for PW2 is hereby 21 igpm, in order to accommodate peak demand water requirements.
6. The proponent must install an automatic shut-off probe so that the water level in PW2 does not drop below 20 m below the top of casing (btoc).
7. If the observation well OBS1 (aka PW1) is to be kept as a back-up well, it may not be pumped at the same time as PW2. Also, the maximum allowable pumping rate for OBS1 is 5 igpm.
8. The existing shallow dug well must be decommissioned as per the requirements of the *Water Well Regulation*.
9. A site-specific Contingency Plan must be submitted to the Manager, Project Assessment Section, for review and approval, within 3 months of the date of this Determination.

10. Neighbouring wells within 200m of any construction feature must be sampled for general chemistry parameters prior to the onset of construction to establish baseline conditions.
11. 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 must cease and the Archaeological Services Unit, Heritage Branch (WC&S) should be contacted immediately at 453-2756.
12. The proponent shall ensure that all developers, contractors and operators associated with the construction and operation of the project comply with the above requirements.