

DOCUMENT "A"

MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act

November 8, 2012

File Number: 4561-3-1319

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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 five 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 and Local Government.
 3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated September 2011, 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 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. If it is suspected that remains of archaeological significance are found during construction, as per the Heritage Conservation Act, all activity shall be stopped near the find and the Resource Manager of the Archaeological Services Unit shall be contacted at (506) 453-3014.
 5. An Environmental Management Plan (EMP) must be prepared for the construction, operation, and maintenance phases of this project. The EMP must be submitted for review and must receive approval from the Manager of the Environmental Assessment Section of DELG prior to the commencement of any project activities related to the project. For more information, please contact the Manager at (506) 444-5382.
 6. A follow-up assessment for acid rock drainage must be conducted, as outlined in the February 1, 2012 document entitled "Acid Rock Drainage Assessment results for the Little River Reservoir City of Saint John Drinking Water Facility EIA Registration 4561-3-1219,"

prepared by Dillon Consulting. The results of this follow-up assessment, as well as any appropriate mitigation measures, must be submitted for review and must receive approval from the Manager of the Environmental Assessment Section of DELG prior to the commencement of any construction activities.

7. Detailed designs for any watercourse crossings related to this project must be submitted to Fisheries and Oceans Canada (DFO) well in advance of their construction in order to determine if any Harmful Alteration, Disruption or Destruction Authorizations are required from DFO. The designs should include a reference to the DFO file number (11-HMAR-MA3-00440), and they can be submitted to DFO's Referrals Secretariat at the following email address: referralsmaritimes@dfo-mpo.gc.ca.
8. An *Approval to Construct* must be obtained from DELG prior to the commencement of construction activities related to this project, and an *Approval to Operate* will subsequently be required. Furthermore, a *Watercourse and Wetland Alteration Permit* might also be required from DELG for activities within 30 m of a watercourse or a wetland that are not covered by the *Approval to Construct*. For additional information, please contact either the Manager of DELG's Water and Wastewater Management Section at (506) 453-7945, or the Manager of DELG's Surface Water Protection Section at (506) 457-4850.
9. The proponent must ensure that all developers, contractors, and operators associated with the construction and operation of the project comply with the above requirements.