

## DOCUMENT "A"

### MINISTER'S DETERMINATION CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the *Clean Environment Act*

June 19, 2019

File Number: 4561-3-1442

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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. The project activities must be completed by November 30, 2019.
  3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated August 2016 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 Environmental Impact Assessment (EIA) Branch of the Department of Environment and Local Government (DELG) every six months from the date of this Determination until such a time as the Director determines it is no longer required.
  4. If it is suspected that remains of archaeological significance are discovered during construction, operation, or maintenance of any part of the proposed development, as per the New Brunswick *Heritage Conservation Act* (2010), all activity shall be stopped near the find and the Director of the Archaeological Services Branch, New Brunswick Department of Tourism, Heritage and Culture, shall be contacted at (506) 453-2738 for further direction.
  5. An *Approval to Construct* must be obtained from DELG prior to the commencement of construction activities and *Approval to Operate S-2966* will have to be updated to incorporate the new infrastructure. For more information, please contact the Permitting North Section of the Authorizations Branch of DELG at (506) 453-7945.
  6. New monitoring wells must be installed as described in Figure 9, dated May 25, 2017, which was included in the June 5, 2017 submission from MSC Consultants. Once installed, the GPS coordinates of the wells and the well logs must be submitted to the Director of the EIA Branch of DELG.
  7. The sampling of the monitoring wells and the reporting of the results must follow the methods included in the updated *Approval to Operate S-2966*. In addition, the results of the sampling must also be submitted to the Campbellton Branch of the Health Protection Services Unit of the Department of Public Safety. For more information, please contact the Campbellton Branch at (506) 789-2549.
  8. In the event of the sale, lease, or any other conveyance or change of control of the property, or any portion thereof, the proponent must provide written acknowledgement from the lessee, controller, or purchaser confirming that they will comply with the conditions of this Determination to the Director of DELG's EIA Branch.
  9. The proponent must ensure that all developers, contractors, and operators associated with the construction and operation of the project comply with the above.