

DOCUMENT “A”
MINISTER’S DETERMINATION
CONDITIONS OF APPROVAL

Pursuant to Regulation 87-83 under the Clean Environment Act
December 14, 2018
File Number: 4561-3-1456

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 and Local Government.
3. The proponent shall adhere to all obligations, commitments, monitoring and mitigation measures presented in the EIA registration document dated February 17, 2017 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, all activity shall be stopped within 30 metres of the find and the Manager of the Archaeological Regulatory Unit, Archaeological Services Branch, New Brunswick Department of Tourism, Heritage and Culture, shall be contacted at (506) 453-2738 for further direction.
5. The maximum allowable pumping rate for well PW1 is 37.3 igpm (244 m³/day) and for well PW3 it is 30 igpm (196 m³/day). Only wells PW1 and PW3 are approved for use as a potable water supply for this development.
6. Flowmeters must be installed on each production well (PW1 and PW3) and the data must be recorded daily, for a minimum of five days/week.
7. Within two months of the date of this Determination, a groundwater monitoring plan must be submitted for review and must ultimately receive approval from the Director of the EIA Branch of DELG. This monitoring plan must contain all elements of the groundwater quality and quantity monitoring, including flowmeter, water level, and water quality monitoring, along with the monitoring parameters and schedule.
8. All water quality and quantity monitoring data (including flowmeter, water level, and water quality sampling data) must be submitted to DELG annually, along with a discussion of the data to show compliance with the pumping rate restrictions and to ensure that there is no saltwater intrusion impact on production wells PW1 and PW3. The report on the previous year’s data is due by March 1st of each year.
9. If at any time the proponent wishes to increase the pumping rate of wells PW1 and/or PW3, requires a new water supply well, or wishes to use well OW1 as a production well, the proponent must contact DELG prior to undertaking any activities related to these actions as additional hydrogeological and water quality testing may be required.
10. Any wells that will not be used for production or monitoring purposes must be decommissioned according to the attached DELG Guidelines for the Decommissioning (Abandonment) of Water Wells, which are also available online:
<https://www2.gnb.ca/content/dam/gnb/Departments/env/pdf/WaterEau/DecommissioningWaterWells.pdf>.
11. In the event of any complaints that the water quantity or quality of a neighbouring residential well is being impacted by the operation of this development’s water supply, it will be the responsibility of the proponent

to investigate and potentially rectify the situation in an appropriate fashion for the short- or long-term, as necessary. Also, DELG must be notified as soon as possible if any such complaints are received.

12. Wells PW1 and PW3 must, at a minimum, have locked, vermin-proof caps. The ground surface around the wellheads must be sloped away from the well to prevent pooling of water around the wellheads. The wells must be clearly marked so that their locations can be seen even under snow cover. There must also be an appropriate barricade installed to protect the wells from vehicles and other potential damage.
13. Drinking water systems yielding more than 50 m³ of water daily are required to be regulated under the Water Quality Regulation – Clean Environment Act. As the two water supply wells are anticipated to yield more than 50 m³ of water daily, the proponent is required to apply to DELG's Authorizations Branch for an Approval to Operate to determine applicable conditions. For more information, please contact DELG's Authorizations Branch at (506) 453-7945.
14. Upon commissioning and prior to the reopening of the campground each season, the waterworks will need to be disinfected and sampled in accordance with American Water Works Association standards, and the results will have to be submitted to the Department of Health for review.
15. A final plan of the project area must be submitted for review and must receive approval from the Director of DELG's EIA Branch prior to the commencement of construction of the project. This plan must include the ground elevations, and it must clearly indicate which campsites will be located below the elevation of 3.6 m and the restrictions that will be placed on these campsites, as described during the course of the EIA review. This includes the type of rental permitted for these sites, as well as the prohibited infrastructure (including, but not limited to, decks, sheds, concrete pads and/or patio blocks, stone pavers, etc.). The plan must also include the elevations of all project-related infrastructure that will be installed (including, but not necessarily limited to, the administration building, comfort stations, etc.).
16. Copies of the rental agreements that will have to be signed by campers, outlining the applicable restrictions, potential evacuation responsibilities, and other constraints or responsibilities required of users of campsites located at different elevations, must be submitted for review and must receive approval from the Director of DELG's EIA Branch prior to the start of operation of the project.
17. Appropriate authorization must be obtained from the Department of Energy and Resource Development prior to the development of the project on Crown Lands. Please contact the Crown Lands/Leasing and Licensing Branch at (506) 453-3826 for more information.
18. A Quarry Permit must be obtained from the Resource Tenure Section of the Department of Energy and Resource Development prior to the removal of material from Crown Lands. Please contact the Quarriable Substances Technician, at (506) 444-5806 or wayne.osborne@gnb.ca for permit and application inquiries.
19. The final design of the drainage and erosion control plan must be submitted for review and must receive approval from the Director of DELG's EIA Branch prior to the start of construction of the project.
20. The mitigation measures outlined in the Summary of Mitigation Measures report (most recent version dated March 8, 2018) must be updated as appropriate and incorporated into a stand-alone Environmental Management Plan (EMP), along with any other applicable environmental protection measures. The EMP must be submitted for review to the Director of DELG's EIA Branch and must receive approval prior to the commencement of construction activities. The final approved version of the EMP will have to be shared with all developers, contractors, and operators who will be involved with the various phases of the project.
21. Either as part of the EMP or as its own separate document, a plan must be submitted that outlines measures that will be taken to monitor the effectiveness of the drainage and erosion control plan, establishes thresholds to identify if the plan is not effective and negative impacts are occurring on neighbouring properties, and establishes a contingency plan to be implemented if those thresholds are surpassed. This plan must be submitted for review and must receive approval from the Director of DELG's EIA Branch prior to the start of operation of the project.
22. Appropriate authorization must be obtained from the Village of Cap-Pelé for all applicable aspects of the project, including, but not limited to, connection of the campground's wastewater collection system to the Village's municipal wastewater collection and treatment system.

23. 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.
24. The proponent must ensure that all developers, contractors, and operators associated with the construction and operation of the project comply with the above.