

## Document A – Minister’s Determination Conditions of Approval

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

**March 5, 2024 - File Number: 4561-3-1547**

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1. In accordance with section 6(6) of the *Environmental Impact Assessment Regulation – Clean Environment Act*, 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. Commencement is defined as the start of project-related physical construction activities as identified during the Environmental Impact Assessment (EIA) review. Should commencement not be possible within this time period, the undertaking must be registered under the *Environmental Impact Assessment Regulation – Clean Environment Act* again, unless otherwise stated by the Minister of Environment and Climate Change.
3. In the event the project is commenced (i.e., partially completed) and becomes inactive for a period of five years or more after commencement, the undertaking must be registered under the *Environmental Impact Assessment Regulation – Clean Environment Act* again, unless otherwise stated by the Minister of Environment and Climate Change.
4. The proponent shall adhere to all obligations, commitments, monitoring, and mitigation measures presented in the EIA registration document dated July 17, 2020, 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, EIA Branch, Department of Environment and Local Government (DELG) every six months from the date of this Determination until such a time as all the conditions have been met or until it is deemed by the Director to be no longer required.
5. If it is suspected that remains of archaeological significance are discovered during construction, operation, maintenance or during any other project related activity, as per the *New Brunswick Heritage Conservation Act*, all activity shall be stopped near the find and the Archaeology and Heritage Branch, New Brunswick Department of Tourism, Heritage and Culture (THC), must be contacted immediately at (506) 453-2738 for further direction.
6. The proponent must apply for and obtain an *Approval to Construct* from DELG’s Authorizations Branch prior to connecting the new production well (PW12) to the existing waterworks. For more information, please contact the Authorizations Branch at (506) 453-7945.

7. The proponent must apply for and obtain an *Approval to Operate* from DELG's Authorizations Branch that includes the new well (PW12) along with an updated sampling plan that incorporates the new well. For more information, please contact the Authorizations Branch at (506) 453-7945.
8. The maximum allowable pumping rate for well PW12 (well ID #0068388 on PID75529669) is 92.5 L/s (7,992 m<sup>3</sup>/day). A flowmeter must be installed on the well and the water usage data recorded daily (minimum 5 days/week). The flowmeter data must be submitted annually in the manner prescribed in the *Approval to Operate* for this water system.
9. The maximum allowable combined water withdrawal from the Queen's Square production wells (PW9, PW10, PW11, and PW12) is 260 L/s (22.5 ML/day).
10. If at any time the proponent wants to increase the approved maximum allowable pumping rate of Well PW12, and/or increase the approved maximum allowed combined daily water withdrawal from the Queen's Square wells, and/or requires a new water supply well, then DELG must be contacted before any water supply changes are made as further hydrogeological testing and other information may be required subject to the approval of the Director, EIA Branch, DELG.
11. The water level in well PW12 must be monitored regularly (minimum hourly), and a record of the water level data must be kept. The water level data must be submitted annually in the manner prescribed in the *Approval to Operate* for this water system.
12. At a minimum, the raw water in production well PW12 must be sampled monthly for microbiology and annually for inorganic and organic parameters. The water quality data must be submitted upon DELG request, in the manner prescribed in the *Approval to Operate* for this water system.
13. The wellhead protection measures identified in the EIA Registration document and subsequent correspondence must be instituted on production well PW12 and any new monitoring wells related to this project.
14. Any test wells that will not be used for monitoring purposes must be decommissioned as per the current version of DELG's *Guidelines for the Decommissioning (Abandonment) of Water Wells and Boreholes*.
15. 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 the EIA Branch, DELG.
16. The proponent shall ensure that any proposed project modifications or future expansions are submitted to the Director, EIA Branch, DELG, for review and approval prior to implementing the changes.
17. The proponent shall ensure that all developers, contractors, and operators associated with the project comply with the above requirements.

