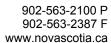
# APPENDIX A PROPERTY INFORMATION





### **APPROVAL**

# Province of Nova Scotia Environment Act, S.N.S. 1994-95, c.1 s.1

**APPROVAL HOLDER: MUNICIPAL ENTERPRISES LIMITED** 

**SITE PID**: 85009397

**APPROVAL NO:** 2011-078985-01

**EXPIRY DATE:** January 24, 2032

Pursuant to Part V of the Environment Act, S.N.S. 1994-95, c.1 s.1 as amended from time to time, approval is granted to the Approval Holder subject to the Terms and Conditions attached to and forming part of this Approval, for the following activity:

<u>Industrial - Construction - Pit</u>

**Administrator:** Doreen Mackley

lover Mackey

Effective Date: January 24, 2022

The Minister's powers and responsibilities under the Act with respect to this Approval have been delegated to the Administrator named above. Therefore, any information or notifications required to be provided to the Minister under this Approval can be provided to the Administrator unless otherwise advised in writing.

#### TERMS AND CONDITIONS OF APPROVAL

# **Nova Scotia Department of Environment and Climate Change**

Approval Holder: MUNICIPAL ENTERPRISES LIMITED

**Project:** Middle River Pit

Site:

PID	Civic #	Street Name	Street Type	Community	County
85009397	71	MACINTYRE	RD.	MIDDLE RIVER	VICTORIA COUNTY

**Approval No:** 2011-078985-01

**File No:** 92100-30-SYD-2011-078985

#### **Reference Documents**

- Application submitted October 26, 2021 and attachments.

#### 1. Definitions

- a. Abandonment means cessation of production of aggregate for a period of 36 months or notification of abandonment has been received by the Department in accordance with the Approval and Notification Procedures Regulations.
- b. Act means Environment Act. 1994-95, c.1, s.1, and includes, unless the context otherwise requires, the regulations made pursuant to the Act, as amended from time to time.
- c. Active Area means the area occupied by the working face, disturbed areas, rehabilitated areas, any structure, processing facility, pollution abatement system, settling pond, aggregate stockpile and/or overburden associated with the Pit and Pit activities. The active area excludes the scale, scale house, and access roads.
- d. Department means the Nova Scotia Department of Environment and Climate Change, and the contact for the Department for this approval is: Nova Scotia Department of Environment and Climate Change Eastern Region, Sydney Office 1030 Upper Prince Street, Suite 2 Sydney, Nova Scotia B1P 5P6

Phone: (902) 563-2100 Fax: (902) 563-2387

- e. Disturbed Area means an area in an unnatural state, affected by human activity associated with the Pit.
- f. Minister means the Minister of Environment and Climate Change and includes any person delegated the authority of the Minister.
- g. Overburden means material, including organics, overlying a deposit of aggregate.
- h. Site means a place where a designated activity and/or undertaking is occurring or may occur.
- i. Surface Watercourse means a watercourse as defined in the Environment Act, excluding groundwater.
- Undisturbed means in a natural state, unaffected by human activity, or rehabilitated to the satisfaction of the Department.

#### 2. Scope

- a. This Approval (the "Approval") relates to the Approval Holder(s) and their application and all documentation submitted to the Department prior to the issuance of this approval for the Pit situated at or near 71 MacIntyre Road, Middle River, Victoria County.
- b. The Approval Holder(s) shall ensure the designated activity is carried out in accordance with this Approval and reference documents, including the application and supporting documentation.

#### 3. General

- a. The Approval Holder(s) shall conduct the Designated Activity in accordance with the following provisions:
  - i. The Act, as amended from time to time;
  - ii. Nova Scotia Environment and Labour Pit and Quarry Guidelines, 2003, as amended from time to time.
- b. Nothing in this Approval relieves the Approval Holder(s) of the responsibility for obtaining and paying for all licenses, permits, approvals or authorizations necessary for carrying out the work authorized to be performed by this Approval which may be required by municipal by-laws, provincial or federal legislation, or other organizations. The Minister does not warrant that such licenses, permits, approvals or other authorizations will be issued.
- c. No authority is granted by this Approval to enable the Approval Holder(s) to commence or continue the designated activity on lands which are not in the control or ownership of the Approval Holder(s). It is the responsibility of the Approval Holder(s) to ensure that such a contravention does not occur. The Approval Holder(s) shall provide, to the Department, proof of such control or

- ownership upon expiry of any relevant lease or agreement. Failure to retain said authorization may result in this Approval being cancelled or suspended.
- d. If there is a discrepancy between the reference documents and the terms and conditions of this Approval, the terms and conditions of this Approval shall apply.
- e. Any request for renewal or amendment of this Approval is to be made in writing, to the Department, at least ninety (90) days prior to the Approval expiry.
- f. The Approval Holder(s) shall not transfer, sell, lease, assign or otherwise dispose of this Approval without the written consent of the Minister. The sale of a controlling interest of a business or a transfer of the approval from a parent company to a subsidiary or an affiliate is deemed to be a transfer requiring consent.
- g. If the Minister cancels or suspends this Approval, the Approval Holder(s) remains subject to the penalty provisions of the Act.
- h. The Approval Holder(s) shall advise the Department in writing prior to any proposed extensions or modifications to the Activity and/or the Site. An amendment to this Approval may be required before implementing any extension or modification.
- i. The Approval Holder(s) shall immediately notify the Department of any incidents of non-compliance with this Approval.
- j. The Approval Holder(s) shall bear all expenses incurred in carrying out the environmental monitoring required under the terms and conditions of this Approval.
- k. Unless specified otherwise in this Approval, all samples required to be collected by this Approval shall be collected, preserved and analysed, by qualified personnel, in accordance with recognized industry standards and procedures that are all deemed acceptable to the Department.
- I. Unless written authorization is received otherwise from the Minister, all samples required by this Approval shall be analyzed by a laboratory that meets the requirements of the Department's "Policy on Acceptable Certification of Laboratories" as amended from time to time.
- m. The Approval Holder(s) shall ensure that this Approval, or a copy, is present on Site while personnel are on Site.
- n. The Approval Holder(s) shall ensure that personnel directly involved in the designated activity are made fully aware of the terms and conditions of this Approval.
- o. Upon any changes to the Registry of Joint Stock Companies information, the Approval Holder(s) shall provide a copy to the Department within five business days.

### 4. Separation Distances

- a. The Approval Holder(s) shall not conduct the designated activity within the following separation distances unless otherwise exempted or varied by conditions of this approval:
  - i. Public or common highway 30 m
  - ii. Watercourse (top of watercourse bank) or Wetland (boundary) 30 m undisturbed
  - iii. Property line (of PID) including property lines abutting a public or common highway 30 m undisturbed
  - iv. Dug or Drilled well not including site monitoring wells or non-potable process water wells located on the site 90 m
  - v. Other off-site structures 90 m

#### 5. Air Quality

- a. The Approval Holder(s) shall ensure that air emissions from the designated activity do not contribute to an exceedance of the maximum permissible ground level concentrations of contaminants specified in Schedule A of the Air Quality Regulations.
- b. Monitoring of ambient air contaminants shall be conducted at the request of the Department. The number and location of the monitoring station(s) shall be established by a qualified person retained by the Approval Holder(s) and the proposed plan submitted to the Department for acceptance; this may include point(s) beyond the property boundary of the Site.
- c. The use of oil as a dust suppressant is prohibited.
- d. The Approval Holder(s) shall retain a qualified person to develop a plan to monitor ambient total suspended particulate matter at the request of the Department, in accordance with the EPA standard: EPA/625/R-96/010a, "Compendium of Methods for the Determination of Inorganic Compounds in Ambient Air, Method IO-2.1 Sampling of Ambient Air for Total Suspended Particulate Matter (SPM) and PM10 Using High Volume (HV) Sampler", as amended from time to time.
- e. The plan shall be deemed acceptable by the Department and implemented upon request.

#### 6. Noise

a. The Approval Holder(s) shall ensure that noise generated from the designated activity complies with the equivalent sound level criteria identified in the Nova Scotia Environment and Labour "Guidelines for Environmental Noise Measurement and Assessment" dated May 18, 2005, as amended from time to time.

b. The Approval Holder(s) shall monitor noise at the request of the Department. The number and location of the monitoring station(s) for noise measurement shall be established by a qualified person retained by the Approval Holder(s). The proposed plan must be deemed acceptable by the Department.

#### 7. Surface Water

- a. The Approval Holder(s) shall ensure the Site is developed and maintained to prevent contaminants from being discharged into a water resource or beyond the property boundary.
- b. The Approval Holder(s) shall carry out a program for monitoring surface water discharges from the Site and shall include, at a minimum, what is outlined in the Surface Water Monitoring Table found in this Approval.
- c. No authority is granted by this Approval to enable the Approval Holder(s) to discharge surface water onto adjoining lands without the authorization of the affected landowner(s).
- d. The Approval Holder(s) shall install and maintain erosion and sediment controls in line with industry best practices (e.g., Nova Scotia Environment Erosion and Sediment Control Handbook for Construction Sites) with the following considerations:
  - i. The controls shall be installed prior to the commencement of the construction activities;
  - The controls shall remain in place until areas disturbed by construction activities are stabilized so that the risk of release of sediment to a water resource has been mitigated;
  - iii. Control features shall be installed as per applicable product specifications or manufacturer's directions; and
  - iv. Control materials shall be clean, non-erodible, non-ore-bearing, non-watercourse derived and non-toxic.
- e. The Approval Holder(s) shall immediately contact the Department should sulphide bearing material be encountered on the Site.
- f. The Approval Holder(s) shall ensure that surface water runoff that may be impacted by petroleum hydrocarbons from the Site is collected and directed for necessary treatment prior to discharge from Site.
- g. Erosion and sediment controls shall be inspected on a regular basis; at a minimum annual, to confirm that they are working as designed and intended. Records outlining results of these inspections and actions taken to correct any deficiencies shall be kept for the duration of the approval and made available to the Department upon request.

- h. Work at the Site shall only take place when erosion and sediment controls are functional. Contingency erosion and sediment control materials shall be kept on Site in case of failure.
- Any silted water pumped from work areas shall be directed to vegetated areas, settling ponds, or other treatment devices that mitigate the risk of release of sediment to a water resource.
- j. The Approval Holder(s) shall limit the size of the disturbed area and the removal of riparian vegetation to the area of construction activities as outlined in the supporting documentation.
- k. The Approval Holder(s) shall ensure that the following activities take place at a distance of a minimum of 30 metres from a surface watercourse or wetland in an area such that a release will not enter a surface watercourse or wetland:
  - Washing of equipment or aggregate;
  - ii. Fuel storage, refueling, and/or lubrication of equipment; and
  - iii. Storage of equipment, excavated/stockpiled materials, and potential contaminants.

### 8. Groundwater Monitoring

- a. At the request of the Department, the Approval Holder(s) shall prepare and submit a groundwater monitoring plan, including, but not limited to the following:
  - i. the location and design of monitoring well(s);
  - ii. monitoring parameters (groundwater quality and/or water table elevations);
  - iii. sampling methodologies;
  - iv. baseline and regular monitoring; and
  - v. a monitoring schedule.
- b. The groundwater monitoring plan shall be designed and signed by a qualified professional who has hydrogeology training and experience, and is licensed to practice in Nova Scotia by the Association of Professional Geoscientists of Nova Scotia (APGNS) or Engineers Nova Scotia.
- Once the groundwater monitoring plan has been deemed acceptable by the Department, the Approval Holder(s) shall implement the accepted groundwater monitoring program.

#### 9. Groundwater

a. The Approval Holder(s) shall replace, at their expense, any water supply which has been lost or damaged as a result of the designated activity, as authorized and required by the Department. b. The Approval Holder shall not excavate within 0.5 metres above the measured maximum annual water table elevation unless an amendment to this Approval is received, or unless otherwise authorized in writing by the Department.

## 10. Operation

- a. The Approval Holder(s) shall ensure that legible signage is posted at the entrance to the Site that includes, but is not limited to, emergency contact numbers.
- b. The Approval Holder(s) shall cease site work and contact the Department immediately if it is determined that an area of historical, archaeological or paleontological importance may exist or is discovered at the site.
- c. The boundaries of the Active Area shall be either:
  - i. Marked with permanent visible markers placed at changes in direction, with no more than 100 metres between the permanent markers; or
  - ii. mapped on a scale drawing with a list of UTM NAD83 coordinates (with sub-meter accuracy) for each corner of the Site.

#### 11. Construction

- a. An emergency spill-kit must be kept on site when vehicles (including machinery) or equipment are used in a watercourse.
- b. Upon completion of construction, modification, or maintenance work all debris resulting from the work must be removed from the work site.

#### 12. Blasting

a. Blasting is prohibited at the Site.

## 13. Reporting

- a. The Approval Holder(s) shall provide an Annual Report summarizing the following information, as required by the terms and conditions of this Approval, for each calendar year:
  - i. all groundwater and surface water monitoring data and reports;
  - ii. a description of any complaints received and the follow up actions taken;
  - iii. a summary and interpretation of analytical results obtained in accordance with this Approval;
  - iv. a summary and interpretation of any instances of non-compliance with this approval and corrective action taken;
  - v. hectares disturbed and rehabilitated to date;
  - vi. estimates of hectares planned for disturbance or rehabilitation in the upcoming year;

- vii. a summary of any communication with the Mi'kmaq of Nova Scotia;
- viii. any other information requested by the Department.
- b. All monitoring results shall include interpretation by a qualified person deemed acceptable by the Department.

#### 14. Rehabilitation and Closure

- a. The Approval Holder(s) shall review the most recent version of the rehabilitation plan for the designated activity at a minimum of every three years and update the plan accordingly based on current conditions. Updates to the rehabilitation plan must be acceptable to the Department. As a minimum, the next update to the Rehabilitation Plan shall be May 1, 2025.
- b. Unless otherwise approved by the Department, updated rehabilitation plans shall include the following requirements:
  - i. The site shall be contoured and stabilized:
    - (a) for long term erosion control;
    - (b) to mitigate impacts of offsite drainage to adjacent lands, wetlands, and watercourses; and
    - (c) to blend with natural topography.
  - ii. Except for engineered features (i.e., wetlands, ponds), all disturbed areas shall be returned to at least one metre above the water table.
- c. Updated rehabilitation plans shall contain detailed cost estimates including unit cost breakdown of labour, equipment, supplies, and services to perform the rehabilitation activities as completed by an outside service provider (third party).
- d. The Approval Holder(s) shall review the amount of financial security provided to the Department at a minimum of every three years and adjust the amount accordingly based on the estimated costs of rehabilitation provided in the most recent version of the rehabilitation plan.
- e. The Approval Holder(s)shall maintain for the site a financial security in a form and amount acceptable to the Department.
- f. Unless otherwise approved by the Department, the amount of financial security shall be no less than \$6,250 per hectare of actual and planned disturbed area.
- g. The Approval Holder(s) shall submit a Closure Plan to the Department for approval at least sixty (60) days prior to abandonment of the designated activity.
- h. The Closure Plan shall include but not be limited to:
  - i. requirements identified for updated rehabilitation plans;
  - ii. objectives for final land use;

- iii. contouring and drainage patterns;
- iv. soil stabilization methods including but not limited to revegetation and slope grades;
- v. objectives for existing structures and access roads, and
- vi. if an open pond is to remain on site, at least 2 exit ramps shall be constructed, on opposite sides of the pond, with a maximum slope of 5:1 to enable safe exit.
- i. The Closure Plan shall be implemented by the Approval Holder(s) once deemed acceptable by the Department.
- j. The Approval Holder(s) shall have completed rehabilitation of the Site within twelve (12) months of abandonment and in accordance with the Closure Plan, unless an alternate time frame has been accepted by the Department.

### 15. Site Specific

- a. Prior to extracting additional aggregate at the Site, the Approval Holder shall perform a Hydrogeological Study designed to evaluate potential impacts to both groundwater levels and water quality, including the effects of groundwater-surface water interactions on nearby wells, watercourses, wetlands, and groundwater resources. The Study shall be designed, implemented, and assessed by a professional hydrogeologist licensed to practice in Nova Scotia.
- b. The Approval Holder shall submit the Hydrogeological Study to the department for review and acceptance prior to extracting additional aggregate at the Site, and shall include conclusions and recommendations from the professional hydrogeologist.

Surface Water Monitoring Table					
Monitoring Locations	onitoring Locations Parameters		Frequency		
As Directed by the Department	pH, TSS		pH, TSS		Quarterly (During Periods of Site Activity)
As Directed by the Department			Quarterly (During Periods of Site Activity)		
Parameters	Conditions		Criteria		
рН	All		6.5 – 9.0		
		Clear Flows	Maximum increase of 25 mg/l from background levels for any short-term exposure (24 hour or less)		
	Background location		Maximum average increase of 5 mg/l from background levels for longer term exposure (inputs lasting between 24 hours and 30 days)		
Total Suspended Solids (TSS)	exists	High Flows (Spring Freshets and	Maximum increase of 25 mg/l from background levels at any time when background levels are between 25 mg/l and 250 mg/l		
		Storm Events)	Maximum increase of 10% over background levels when background is >250 mg/l		
	Background location does not exist		Maximum 25 mg/l		



# **Profile Report**

# **Entity details**

**Information as of** 15 June 2023

Registry ID 3251748

Business/Organization Name MUNICIPAL ENTERPRISES LIMITED

Incorporation Date01 February 2011Annual Return due Date29 February 2024TypeLimited Company

Status Active

Registered Office 927 ROCKY LAKE DRIVE, BEDFORD, NOVA SCOTIA, B4A 3Z2, CANADA Mailing Address 927 ROCKY LAKE DRIVE, BEDFORD, NOVA SCOTIA, B4A 3Z2, CANADA

# **Directors and Officers**

Name	Position	Civic Address	Mailing Address
CARL B. POTTER	Director	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	
CARL B. POTTER	CHAIRMAN	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	
DAVID A. WOOD	VP, CFO & TREASURER	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	
DAVID PANGMAN	VICE PRESIDENT, FINANCE	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	
HAROLD JOHNSON	Vice-president	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	
KEN MACLEAN	VP AND SECRETARY	927 ROCKY LAKE DRIVE BEDFORD NOVA SCOTIA B4A 3Z2 CANADA	



# **Recognized Agent**

Name Position Civic Address Mailing Address

CHRISTINE C. POUND Recognized Agent 600-1741 LOWER WATER PO BOX 997 HALIFAX STREET HALIFAX NOVA NOVA SCOTIA B3J 2X2

SCOTIA B3J 0J2 CANADA CANADA

# **Activity**

Activity	Date
Company Special Resolution - Reduction of Paid Up Capital - Without Court Order	03 May 2023
Company Notice Filing - Notice of Shares Redemption/Acquisition	03 May 2023
Company Notice Filing - Notice of Increase In Share Capital	03 May 2023
Company Special Resolution - Change in Share Structure	03 May 2023
Company Annual Renewal Statement	21 February 2023
Company Annual Renewal Statement	16 February 2022
Company Annual Renewal Statement	03 March 2021
Annual Statement Filed	06 March 2020
Annual Renewal	06 March 2020
Change of Directors	17 May 2019
Filed Document	18 March 2019
Filed Document	18 March 2019
Special Resolution	18 March 2019
Annual Renewal	28 February 2019
Annual Statement Filed	28 February 2019
Annual Renewal	16 February 2018
Annual Statement Filed	16 February 2018
Change of Directors	18 October 2017
Annual Renewal	08 February 2017
Annual Statement Filed	08 February 2017
Annual Renewal	08 March 2016
Annual Statement Filed	08 March 2016
Change of Directors	10 July 2015
Filed Document	25 March 2015
Special Resolution	25 March 2015
Annual Renewal	10 March 2015



## **Registry of Joint Stock Companies**

Annual Statement Filed	10 March 2015
Annual Renewal	03 February 2014
Annual Statement Filed	03 February 2014
Change of Directors	12 September 2013
Change of Directors	18 March 2013
Annual Renewal	18 February 2013
Annual Statement Filed	18 February 2013
Change of Directors	22 June 2012
Annual Statement Filed	29 February 2012
Annual Renewal	29 February 2012
Change of Directors	10 November 2011
Change of Directors	20 June 2011
Appoint an Agent	16 June 2011
Special Resolution	10 February 2011
Date of Filing Amalgamation	01 February 2011
Address Change	01 February 2011
Appoint an Agent	01 February 2011
Change of Directors	01 February 2011



# **Related Registrations**

Relationship Name

Amalgamated From MUNICIPAL ENTERPRISES LIMITED

Amalgamated From GIBRALTAR ENVIRONMENTAL INCORPORATED

Amalgamated From MUNICIPAL PIPELINE CONSTRUCTION INCORPORATED

Amalgamated From DALSAAN INVESTMENTS LIMITED

Amalgamated From WARD AGGREGATES LIMITED

Amalgamated From 3102991 NOVA SCOTIA LIMITED

Amalgamated From 3104179 NOVA SCOTIA LIMITED

Amalgamated From GRAY ROCK CONSTRUCTION LIMITED

Amalgamated From DEXTER MARITIMES LIMITED

Business Name ROCKY LAKE QUARRY

Amalgamated From A.C.L. CONSTRUCTION LIMITED

Business Name DEXTER ASPHALT PLANT

Is Partner of SOUTH SHORE DEVELOPMENT PARTNERSHIP

Is Partner of MEL MILL RENTAL PROPERTIES

Business Name MUNICIPAL GROUP OF COMPANIES

Business Name CARL B. POTTER

Amalgamated From R. B. PAVING COMPANY LIMITED
Business Name BERNARD L. MAILMAN PROJECTS

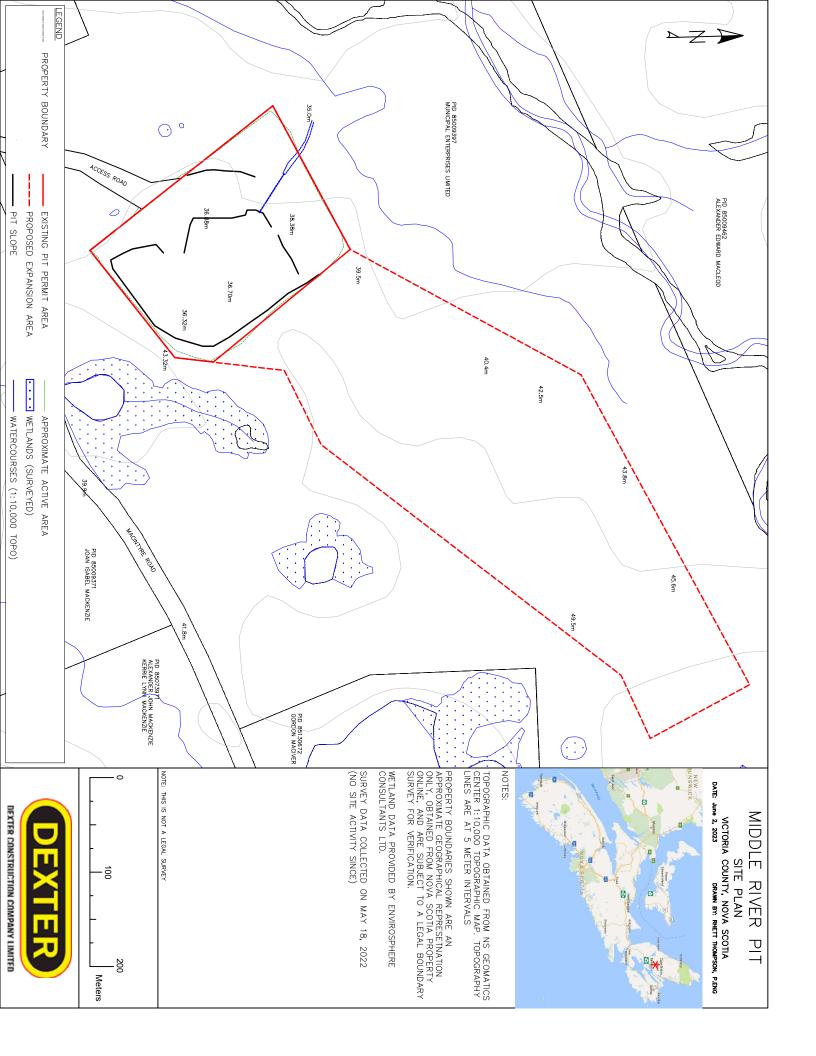
Business Name HIGHLAND ASPHALT

Business Name GIBRALTAR CONSTRUCTION

Business Name DEBERT MINING

Business Name RHODES CORNER QUARRY

Is Limited Partner of MI'KMA'KI-MUNICIPAL LIMITED PARTNERSHIP







December 8, 2022

To whom it may concern,

## Re: Letter of Authorization - Environmental Permitting Applications

Please be advised that Gary Rudolph, P. Eng., Director of Aggregates, is hereby authorized by Dexter Construction Company Limited, Municipal Enterprises Limited, and Sovereign Resources Inc. (together referred to as the "Owner") to sign any "Application for Approval" for environmental approvals, permits and associated documentation related to regulatory approval processes for pits and quarries in the Province of Nova Scotia. This authorization pertains to Environmental Assessments, new applications and the renewal or amendment of existing approvals and is effective as of today's date until the earlier of the Owner's withdrawal of this authorization or December 31, 2023.

The undersigned is an officer of Dexter Construction and Municipal Enterprises and a director of and Sovereign Resources and has the power to make the above authorization.

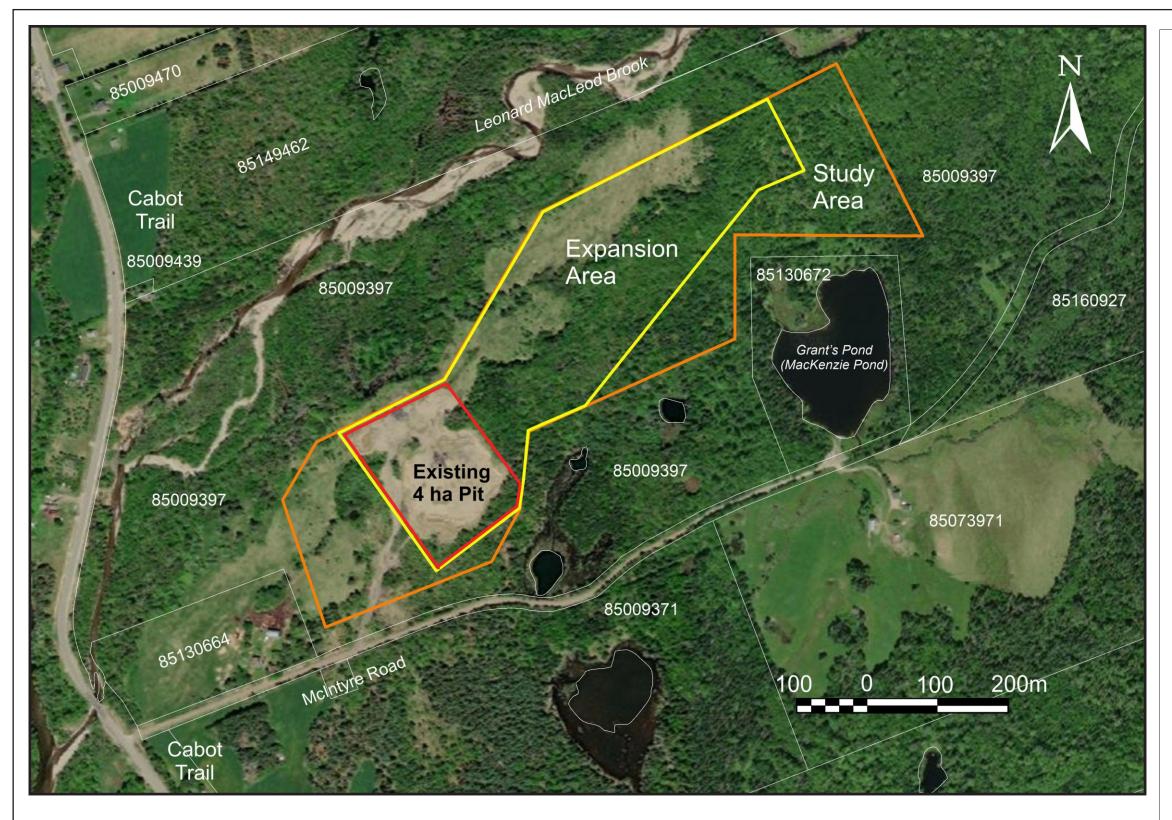
Sincerely,

DEXTER CONSTRUCTION COMPANY LIMITED, MUNICIPAL ENTERPRISES LIMITED, AND SOVEREIGN RESOURCES INC.

David Wood

Chief Financial Officer

# APPENDIX B DRAWINGS



MUNICIPAL ENTERPRISES LIMITED
MIDDLE RIVER PIT EXPANSION
Middle River,
Cape Breton Island
Nova Scotia

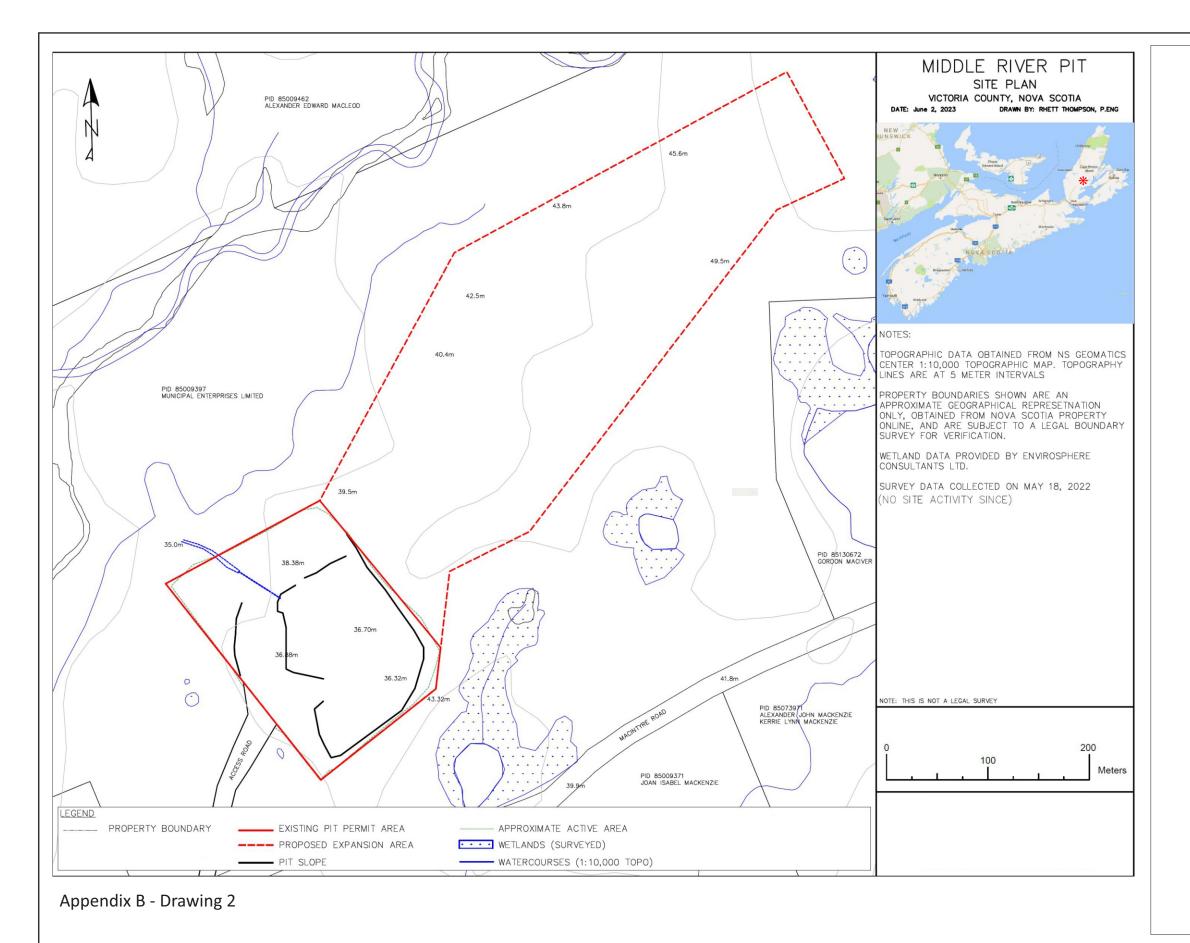
SITE DETAILS & PROPOSED EXPANSION AREA

Map by: Envirosphere Consultants Limited Windsor, Nova Scotia June 2023

Air Photo: ESRI Geodatabase 2021.



Appendix B - Drawing 1



MUNICIPAL ENTERPRISES LIMITED
MIDDLE RIVER PIT EXPANSION
Middle River,
Cape Breton Island,
Nova Scotia

APPROVED QUARRY SITE PLAN



# APPENDIX C ROCK SULPHUR CONTENT ANALYSIS RESULTS

 9-Jun-23

Dexter Construction 927 Rocky Lake Drive P.O. Box 48100 Bedford, NS B4A 3Z2

**RUSH** 

Atten: Chris Mullins

Re: Results of analysis on submitted samples. Acid producing potential based on total sulphur, or sulphide sulphur content if available.

PO#

Job# 2301047-9270

	Wt. %			kg H2SO4/t
Sample	S(Total)	Sulphate	Sulphide	Acid Prod. Potential
Middle River Pit-Slope Gravel June 7th	< 0.001			< 0.03

	Wt. %
Certified Ref. Sa.	S(Total)
KZK-1 (0.80% S)	0.797

Daniel Chevalier, MASc Manager, Minerals Engineering Laboratory