

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 752th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 25-08-2023

The meeting of 752th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 25.08.2023 the Directorate of Environment. The following were present in the meeting:-

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| 1. Smt. Mamta Sanjeev Dubey | Chairman, SEIAA, U.P |
| 2. Shri Paras Nath | Member, SEIAA, U.P |
| 3. Shri Ajay Kumar Sharma | Member Secretary, SEIAA, U.P |

Agenda – A- Minutes of 773rd SEAC-1 Meeting Dated 11/08/2023

1. Riverbed Sand/Morrum Mining Project At Gata No. -299, 300, 305, 306, 325Mi., 326Mi., 327Mi Village:Adhawal, Tehsil & District: Fatehpur, Smt. Usha Tomar, Area- 15.0 Ha, M/s Anantadrishti Multiventures L.L.P., 7889/SIA/UP/MIN/427977/2023.

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.

2. Mining Building Stone or Khanda, Patiya, Boulder, Ballast (Gitti) and Red Morrum at Khand 19, Gata No. 22 Mi, Village-Lakhanpura, Tehsil- Lalitpur, District- Lalitpur, M/s Suraj Singh, Area 1.812 Ha., 7861/SIA/UP/MIN/428221/2023.

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.

3. Building Stone (Khanda, Gitti , Boulder & Red Morrum) Mining" Project at Gata No.-384 at Village-Tooka, Tehsil-Rath, District- Hamirpur, Shri Jagdish Singh, Area- 0.701 Ha., 6177/SIA/UP/MIN/60641/2021.

SEIAA noted the comments of SEAC.

4. Revision & Modification of IT/ITES Office Building Project "Signature Park" at Plot No.: INS02, Chi-V, Yamuna Expressway, Greater Noida, District- Gautam Buddha Nagar, Shri Dinesh Kumar, M/s R.S. Resource Management Consulting Pvt. Ltd., 7691/SIA/UP/INFRA2/421112/2023.

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022 SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC. In addition to the conditions imposed by SEAC, SEIAA added following additional specific conditions:-

- 1- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.

- 2- The project proponent shall ensure to plant broad leaf trees and their maintenance. The CPCB guidelines in this regard shall be followed.
 - 3- The project proponent shall submit within the next 3 months the details on quantification of year wise CER activities along with cost and other details. CER activities must not be less 2% of the project cost. The CER activities should be related to mitigation of Environmental Pollution and awareness for the same.
 - 4- The project proponent shall submit within the next 3 months the details of estimated construction waste generated during the construction period and its management plan.
 - 5- The project proponent shall submit within the next 3 months the details of segregation plan of MSW.
 - 6- The project proponent shall ensure that waste water is properly treated in STP and maximum amount should be reused for gardening flushing system and washing etc. For reuse of water for irrigation sprinkler and drip irrigation system shall be installed and maintained for proper function. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge.
 - 7- Under any circumstances untreated sewage shall not be discharged to municipal sewer line.
 - 8- The project proponent will ensure that proper dust control arrangements are made during construction and proper display board is installed at the site to inform the public the steps taken to control air pollution as per the Construction and Demolition Waste Management Rules.
 - 9- The project proponent shall install micro solar power plants, toilets in nearby villages, public place or school from CER fund of the project for which E.C is granted in addition to and water harvesting pits and carbon sequestration parks / designed ecosystems.
 - 10- A certificate from Forest Department shall be obtained that no forest land is involved and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
 - 11- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted within the next 3 months.
 - 12- PP should display EC granted to them on their website. 6-monthly compliance report should be displayed on their website and to be given every six month to residents / occupants of the building.
 - 13- EC is granted with the condition that EC is valid only for the building plan which has been submitted by PP for seeking EC. In case approved building plan is different from the one submitted for seeking EC then this EC will stand null and void.
 - 14- DG sets shall be gas based and Guidelines issued by CAAQMS for NCR region regarding the use of DG sets during construction and operational phase should be followed.
5. Expansion of Group Housing Project at Plot no. GH-02C, Sector 1, Greater Noida, Shri Ankit Sharma, M/s JSS Buildcon Pvt. Ltd., 7757/SIA/UP/INFRA2/424782/2023.

SEIAA noted that SEAC recommended to grant EC to the above project. SEIAA gone through file and documents and opined that the project proponent shall submit certified compliance report, approval for Expansion from Greater Noida authority.



6. Mall at Ekana Sportz City, at Sector 7, Gomti Nagar Extension Shaheed Path Road, District-Lucknow, U.P. by M/s Ekana Sportz City Pvt. Ltd., 7941/SIA/UP/INFRA2/431097/2023.

SEIAA agreed with the recommendation of SEAC to issue ToR to the above project adding following points:-

1. PP / consultant to submit compliance report of earlier CtE, CtO and EC (if any) through UPSPCB.
2. PP / consultant to submit point-wise compliance, in a tabular form, of MoEFCC, GoI OM no. 22-21/2020-IA.III dated 07.07.2021 (SoP for identification and handling of violation cases under EIA Notification 2006)
3. Further, SEIAA added that without prejudice to any other consequences, action to be initiated u/s 15 read with section-19 of EPA, 1986 against the PP and Project to be closed until EC is granted.
4. The State Government/SPCB to take action against the project proponent under the provisions of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.
5. Direction to be issued under section 5 of the Environment (Protection) Act, 1986 to stop the violating activities till the EC is obtained.
6. The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.
7. Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR).
8. Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.
9. The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter (13) in the EIA report by the accredited consultants.
10. Budget of remediation plan and natural and community resource augmentation plan corresponding to the ecological damage shall be completed within three years and to be prepared accordingly.
11. All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
12. Copy of all the analysis reports duly signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
13. MOU signed between the project proponent and the consultant should be submitted.
14. A certificate from Forest Department shall be obtained that no forest land is involved and if forest land is involved the project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit along with EIA.
15. Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted.



16. SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
17. A letter shall be send to DM Lucknow, VC LDA and MS, SPCB to ensure that no construction is started until valid EC is obtained and in case construction has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

7. **Building stone Sand Stone Mine at Arazi No -37 (Sl. No. 14), Village- Dakahi, Tehsil- Chunar, District- Mirzapur, Shri Manish Kumar, Area 2.02 Ha., 7779/7028/SIA/UP/MIN/425139/2023.**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022 (Except Sand mining) SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC adding following specific conditions:-

1. Validity period of this EC is 5 years from the date of issue as the Lol has been issued for a period of 5 years or co-terminus with the validity of current mine plan or current lease period whichever is earlier After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department or district plantation committee, for planting at least 3,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 15 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.



10. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
 11. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
 12. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
 13. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
 14. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
 15. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
8. Development of Commercial Complex Project (Shopping Malls, Showrooms, Retail Outlets, Hotels, Restaurants, Offices and Such other Commercial uses), Plot No.- E-01, Sector-51, Noida, Gautam Budh Nagar, Shri Deep Ramesh Goradia, M/s INGKA Centres India Pvt. Ltd., 7745/5807/SIA/UP/INFRA2/424190/2023
SEIAA noted that EC to the above project has already been granted.
9. Revision & Expansion of Commercial Project Spectrum@Metro" at Plot No. C & D, Eco City, Sector 75, Noida, District- Gautam Budh Nagar, Shri Kanishka Leal, M/s Aims Max Gardenia Developers Pvt. Ltd., 7815/7628/SIA/UP/INFRA2/427398/2023.
SEIAA noted the comments of SEAC.

Agenda – B- letter/reply

1. माननीय उच्च न्यायालय प्रयागराज में रिट याचिका सं0-32450/2022 (Writ-C) के सम्बन्ध में (file no. 7424).
SEIAA gone through the letter of Smt. Sheela Devi dated 08.08.2023 regarding the above court case filed for public hearing proceedings. SEIAA opined that the above letter be send to SEAC and UPPCB for necessary action.
2. पर्यावरण निदेशालय, उ०प्र० द्वारा जारी ई०सी० के सम्बन्ध में—Stone (Gitti/Boulder/Khanda) Mining at Khasra No. /Plot No./Gata No.- 984 (2), 665, 666 and 669, at Village – Sikikalan, Tehsil- Meja, District- Prayagraj, Shri Atul Kumar Tiwari. Area 2.834 ha. File No. 6783/Proposal No. SIA/UP/MIN/ 246281/2021.
SEIAA gone through the letter of Gram Pradhan Siki kala Tehsil Meja Prayagraj dated 12.03.2023 regarding the in correct Geo coordinates. SEIAA opined that the above letter should be sent to DM Prayagraj, UPPCB and mining department for necessary action.

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3. Review of decision of 731st minutes of meeting dated 24.05.2023 SL No. 16 of M/s Bio World Waste Management (OPC) Private Limited File no. 7354

SEIAA gone through the letter of authorized Signatory dated 05.06.2023 regarding the above subject and opined to refer the letter to SEAC for necessary action.

4. UP Govt. Letter no. -713/81-7-2023-103 dated 19.06.2023 regarding cancel/revoke the EC of Hotel Project at Plot No. - TC-25 V & 26 V, Vibhuti Khand, Gomti Nagar, District- Lucknow, U.P. M/s Luxus Hospitality Pvt. Ltd. File No. 6509 Proposal No. SIA/UP/MIS/ 66785/2021.

SEIAA gone through the UP Govt. Letter no. -713/81-7-2023-103 dated 19.06.2023 along with the letter of Shri Arvind Kumar Rai regarding the above subject and opined to refer the letter to SEAC and UPPCB for necessary action.

5. Moef letter no.- IA-J-11014/68/2023-IA-I dated 11.07.2023 regarding Public Grievance received from Shri Rajesh Kumar, regarding the revocation of illegal EC granted to M/s Jubilant Ingrevia Lid. Vide letter no. 1795/Parya/SEAC/1188/2011/TA(J) dated 12.10.2023 by SEIAA- UP.

SEIAA gone through the Moef letter no. - IA-J-11014/68/2023-IA-I dated 11.07.2023 regarding the above subject and opined to refer the letter to SEAC for review.

6. Dadiura Soil Mining Project Khasra No. 18, 19, 21, 36, 188, 210, 315, 374, 377, 379, Village – Dadiura, Tehsil – Sadar, District– Shahjahanpur, Shri Arvind Kumar, Area-4.701 Ha., File No. 7489/ Proposal No. SIA/UP/MIN/412057/2022.

SEIAA noted that the above project was taken in its 707th meeting in which SEIAA opined that project proponent shall submit legible lease map with verified geo-coordinates copy of Khatauni and notarized agreement between land owners and lease holder. The project proponent has submitted his reply vide letter dated 28.03.2023 hence In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022 SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC adding following conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate and adding following conditions:-
2. Validity period of this EC is 6 months from the date of issue as the Lol has been issued for a period of 6 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.



5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department or district plantation committee, for planting at least 5,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 25 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.

Nodal Officer

SEIAA, UP

MoM prepared by Secretariat in consultation with
MS& Member on the basis of decisions
Taken by SEIAA during the meeting.



(Smt. Mamta Sanjeev Dubey)
Chairman
SEIAA

(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA