

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 337th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 24/01/2020

The meeting of 337th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on 24/01/2020 at the Directorate of Environment. The following were present in the meeting:-

1. Prof. Rana Pratap Singh
2. Dr. (Smt.) Madhu Bhardwaj
3. Sri Ashish Tiwari

- Chairman, SEIAA, U.P.
Member, SEIAA, U.P.
Member Secretary, SEIAA, U.P.

Agenda-A; Complaints/letters –Nil

Agenda-B; Replies –Nil

Agenda-C; Cases of 327th SEIAA meeting kept on hold.

1. "SGS City-1" PMY at Village-Akbarpur and Behrampur Khasra No.-1, 2, 3, 4, 5, 6, 6p, 7, ,16, 17, 18m, 19p, 20m, 21p, Village-Shahbad Urf Mithhepur Khasra No.-46, 47, 48, 49, Village-Mirzapur Khasra No.-126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, Near Indrapuram, NH24, Distt- Ghaziabad, U.P. M/s SGS Construction and Developer Pvt. Ltd., File No. 5097/Proposal No. SIA/UP/NCP/43416/2019

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt of India. The present project is categorized under B1 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), the project was appraised by SEAC in its 430th meeting held on 06/11/2019, wherein, the proposed project have been recommended for grant of additional ToR. The SEIAA kept this project on hold and sought clarification from the MoEF&CC, GoI regarding grant of Environment Clearance of the proposed project in view of MoEF&CC, OM dated 31.10.2019. A clarification has been issued by the MoEF&CC, OM dated 30/12/2019.

In light of the above fact SEIAA reviewed the case and opined to seek report of RO UPPCB, Ghaziabad whether the present project is inside or within 05 km of CPA/SPA Ghaziabad.

2. "SGS City-2" PMAY at Village-Akbarpur and Behrampur Khasra No.- 4, 7, 8, 9, 10, 13,15, 16, 21P, 22, 23, 24 Village-Shahbad Urf Mithhepur, Khasra No:- 44M & 45. Village-





Mirzapur, Khasra No:113P, 114P, 115P, 116M, 117P, 118M, 119, 120, 121P, 123, 124, 125, 126, 127, 129, 136, 137, 138, 139, 140, 141P, 142 Near Indrapuram, NH24, Dist. Ghaziabad, U.P. M/s SGS Construction and Developer Pvt. Ltd., File No. 5098/Proposal No. SIA/UP/NCP/43420/2019

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt of India. The present project is categorized under B1 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), the project was appraised by SEAC in its 430th meeting held on 06/11/2019, wherein, the proposed project have been recommended for grant of additional ToR. The SEIAA kept this project on hold and sought clarification from the MoEF&CC, GoI regarding grant of Environment Clearance of the proposed project in view of MoEF&CC, OM dated 31.10.2019. A clarification has been issued by the MoEF&CC, OM dated 30/12/2019.

In light of the above fact SEIAA reviewed the case and opined to seek report of RO UPPCB, Ghaziabad whether the present project is inside or within 05 km of CPA/SPA Ghaziabad.

3. Expansion of "Candor Techspace" IT Park at Block-B, Plot No.-02, Sector-62, Noida., M/s Shantiniketan Properties Pvt. Ltd., File No. 5112/Proposal No. SIA/UP/NCP/44311/2019

SEIAA noted that SEAC in its meeting dated 06/11/2019 has deferred the project on the request of the project proponent. Hence SEIAA agreed with the recommendation of the SEAC to discuss the matter after receiving online request on prescribed portal.


4. IT/ITES Project at Plot No.-18, Techzone-IV, Greater Noida, District- Gautam Budh Nagar., M/s RMA Software Park Pvt. Ltd., File No. 5123/Proposal No. SIA/UP/NCP/44697/2019

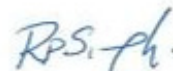
SEIAA noted that SEAC in its meeting dated 06/11/2019 has recommended to close the file since the project proponent did not appear. SEIAA agreed with the recommendation of SEAC to close the file and be opened only after request from the project proponent. The file shall not be treated as pending at SEAC.

5. Group Housing project at Plot No.- 02, Sector-142, Noida, District-Gautam Budh Nagar, U.P. M/s CTA Softech Pvt. Ltd., File No. 5094/Proposal No. SIA/UP/MIS/115900/2019

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt. of India. The present project is categorized under B1 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), and the terms of reference has already been issued. SEIAA also observed that the project was appraised by SEAC in its 430th SEAC Meeting Dated 06/11/2019 wherein SEAC has recommended to grant EC to the proposed project. The SEIAA kept this project on hold and sought clarification from the MoEF&CC, GoI regarding grant of Environment Clearance of the proposed project in view of MoEF&CC, OM dated 31.10.2019. A clarification has been issued by the MoEF&CC, OM dated 30/12/2019.

In light of the above fact SEIAA reviewed the case and opined to seek report of RO UPPCB, G.B Nagar whether the present project is inside or within 05 km of CPA/SPA G.B Nagar.





6. Group Housing Project "Panchsheel Wellington-Phase- II" at Plot No.-06, Crossings Republik, Village- Dundhahera, District-Ghaziabad., M/s Panchsheel Buildtech Pvt. Ltd., File No. 5101/Proposal No. SIA/UP/MIS/114694/2019

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt. of India. The present project is categorized under B1 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), and the terms of reference has already been issued. SEIAA also observed that the project was appraised by SEAC in its 430th SEAC Meeting Dated 06/11/2019 wherein SEAC has recommended to grant EC to the proposed project. The SEIAA kept this project on hold and sought clarification from the MoEF&CC, GoI regarding grant of Environment Clearance of the proposed project in view of MoEF&CC, OM dated 31.10.2019. A clarification has been issued by the MoEF&CC, OM dated 30/12/2019.

In light of the above fact SEIAA reviewed the case and opined to seek report of RO UPPCB, Ghaziabad whether the present project is inside or within 05 km of CPA/SPA Ghaziabad.

7. "The Express Park View"-II, at Plot No- GH-03, Sector-CHI-V, Greater Noida District-Gautam Buddh Nagar,U.P. M/s IITL-Nimbus The Express Park View, 313-315, Vikas Deep Building, Laxmi Nagar, Delhi, File No. 1091/Proposal No. SIA/UP/NCP/40293/2019

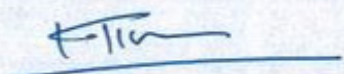
The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt of India. The present project is categorized under B2 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), the project was appraised by SEAC in its 430th meeting held on 06/11/2019, wherein, SEAC has recommended to amend the environmental clearance letter no. 2857/SEAC/1091/2011/AA(S) dated 24th December, 2012. The committee also directed the project proponent that built up area of the project and other contents mentioned in Environmental Clearance letter no. 2857/SEAC/1091/2011/AA(S) dated 24th December, 2012 shall remain unchanged. The SEIAA kept this project on hold and sought clarification from the MoEF&CC, GoI regarding grant of Environment Clearance of the proposed project in view of MoEF&CC, OM dated 31.10.2019. A clarification has been issued by the MoEF&CC, OM dated 30/12/2019.

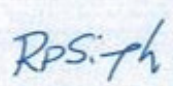
In light of the above fact SEIAA reviewed the case and agreed with the recommendation of SEAC to amend the environmental clearance letter no. 2857/SEAC/1091/2011/AA(S) dated 24th December, 2012 and that built up area of the project and other contents mentioned in Environmental Clearance letter no. 2857/SEAC/1091/2011/AA(S) dated 24th December, 2012 shall remain unchanged.

With the permission of chairman:-

1. Development of Gorakhpur Link Expressway, Uttar Pradesh Expressways Industrial Development Authority. File No. 5305/4603/Proposal No. SIA/UP/NCP/ 48000/2018

SEIAA noted that SEAC has recommended to grant EC in its 444th meeting dated 08/01/2020 in which SEAC has recommended to grant the environmental clearance to the above project along with general and specific conditions. SEIAA agreed with the

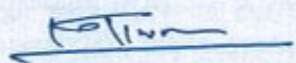


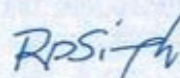


recommendation of SEAC to grant the environmental clearance to the above project along with the following additional specific conditions:-

1. Project proponent shall carryout the analysis for aquatic and soil inhabitant, along with subsurface water samples for environmental parameters/contaminants effecting the ecological system if any. Water and soil test samples shall be collected and be analyzed for at least of two site stations of the river/natural water bodies, distance admeasuring approximately 100 mt apart from one another., and likewise for subsurface water, at least two subsurface water sample shall be collected from both bank side of the river/natural water bodies, trans distance admeasuring approximately 500mt., apart in the traverse journey of Expressway road/bridge width.
 2. Project proponent shall assess the impact of Elevated road construction on migratory birds under the direction and supervision of Chief Wildlife Warden of Govt. of U.P.
 3. Conservation measures shall be adopted to preserve aquatic and terrestrial fauna.
 4. Bio-diversity In terms of flora and fauna shall be maintained.
 5. State Environmental Impact Assessment Authority reserves the right to add additional safeguard measures subsequently, if found necessary, and to take action including the revoking of the environmental clearance under the provisions of the Environmental (Protection) Act, 1986, to ensure effective implementation of the suggested safeguard measures in a time bound and satisfactory manner.
 6. Status of compliance to the various stipulated environmental conditions and environmental safeguards will be uploaded by the project proponent in its website.
2. Soil Excavation at Gata No.-826 Sa, Village- Barauna, Tehsil- Sarojni Nagar, District- Lucknow, U.P., (Leased Area-3.228 Ha), M/s Maa Vindyawashini Builders. File No. 5353/Proposal No. SIA/UP/MIN/134433/2019

SEIAA noted that SEAC has recommended to grant EC in its 446th meeting dated 15/01/2020 in which SEAC has recommended to grant the environmental clearance to the above project along with general and specific conditions. SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC but the SEIAA replaces the specific conditions no-2 of annexure-2 as "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 one condition:- 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 before the start of work.





3. Ordinary Soil Mining at Khasra No.- 218/4, 449, 450, & 648, Village-Satha, Kol, Aligarh, U.P., (Area-4.966 Ha), M/s Toshiba JSW Power System. File No. 5365/Proposal No. SIA/UP/MIN/49439/2019

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs)/ Severely Polluted Industrial areas (SPAs) as notified by MoEF&CC, Govt. of India. The present project is categorized under B2 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof), SEIAA observed that the project was appraised by SEAC in its 446th meeting dated 15/01/2020 in which SEAC has recommended to grant the environmental clearance to the above project along with general and specific conditions.

SEIAA gone through file and documents and opined to seek report of RO UPPCB, Aligarh whether the present project is inside or within 05 km of CPA/SPA Aligarh.

4. Modification of EC for Integrated Township "Sri Vrindavan Chandra Mandir, Krishna Lila Theme Park and group housing" at Vrindavan, Mathura of "Hare Krishna Movement Vrindavan", Chhatikara Road, Vrindavan, Mathura, U.P. (File No. 4568)

The proposed project is under Red/Orange category of industrial Sectors and exists in the Critically Polluted Industrial Areas (CPAs) as notified by MoEF&CC, Govt of India. The present project is categorized under B2 category according to the provisions of EIA notification 14 September, 2006 (As amended thereof). SEIAA noted that above case was taken in its 334th meeting dated 08/01/2020 in which SEIAA opined that concurrence with Central Empowerment Committee and opinion of NEERI shall be taken by the project proponent.

SEIAA reviewed the case and agreed with the recommendation of SEAC 376th meeting dated 12/12/18 in which SEAC has recommended to grant modification of environmental clearance to the above project along with all the general and specific conditions. In addition to the conditions imposed by SEAC the SEIAA added following additional specific conditions:-

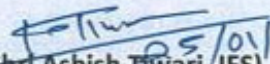
1. This modification of environmental clearance shall be subjected to order of the Hon'ble Supreme Court dated 06/12/2019 passed in IA no- 103908 of 2019 in Writ Petition Civil no- 13381 of 1984 M.C. Mehta V/s Union of India & others. This modification of EC shall be valid only after the concurrence of Central Empowerment Committee and opinion of NEERI is obtained by the project proponent. The additional conditions if any imposed by Central Empowerment Committee and opinion of NEERI shall automatically become part of EC and shall be strictly followed by the project proponent.
2. Project proponent shall submit concurrence of Central Empowerment Committee and opinion of NEERI to SEIAA before start of work related to this amendment of EC. The SEIAA reserve all right to add additional conditions keeping in view the concurrence of CEC and opinion of NEERI.
3. If the work is started in violation of above condition than the EC shall be revoked and action shall be taken against Project Proponent under relevant provision of EPA 1980 (as amended).
4. Since the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.


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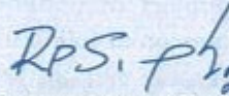
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5. All the additional condition for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Govt. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
6. The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
7. The project proponent shall ensure to plant broad leave trees and their maintenance. The CPCB guidelines in this regard shall be followed.
8. 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.
9. 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.
10. The project proponent shall submit within the next 3 months the details of segregation plan of MSW.
11. 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 discharged. Under any circumstances untreated sewage shall not be reused or discharged to municipal sewer line.
12. 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.
13. 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.
14. 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 before the start of work.


(Shri Ashish Tiwari, IFS)
Member-Secretary
SEIAA


(Dr. (Smt.) Madhu Bhardwaj)
Member
SEIAA


(Prof. Rana Pratap Singh)
Chairman
SEIAA