

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 332nd Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 02/01/2020

The meeting of 332nd State Level Environment Impact Assessment Authority, UP (SEIAA) was held on 02/01/2020 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-C; Minutes of 434th SEAC Meeting Dated 22/11/2019

1. Soil/ Clay Excavative for Brick Kiln at Gata No.-241/1, 214/2, 214/3, 215, 216, 218, at Village-Golapanday Urf Saindlipur, Tehsil- Kanth, District-Moradabad, Shri Pradeep Chaudhary, Leased Area -1.663 ha. File No. 5128/Proposal No. SIA/UP/MIN/ 44793/2019

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. SEIAA noted that SEAC has recommended to discuss the matter only after submission of required information online on prescribed portal. SEIAA agreed with the recommendation of SEAC and opined that the project proposal shall be appraised by SEAC in light of MoEF&CC OM no- 22-23/2018-IA.III dated 30/12/2019 for the compliance of orders of Hon'ble NGT in OA No- 1038/2018 dated 19/08/2019.

2. Soil/ Clay Excavative for Brick Kiln Site" at Gata No.-486, at Village-Azmatpur, Bilai, Distt-Moradabad, Shri Sher Alam, Area -0.628 ha. File No. 5129/Proposal No. SIA/UP/MIN/ 44766/2019

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FTM

Madhu Bhardwaj

RPS:ph 02/01/2020

3. Earth Excavation from Khasra/Gata No.-163, 165 at Village-Bara Khempur, BKT, Lucknow, U.P., M/s NH DRA Infracon Pvt. Ltd. (Leased Area: 2.751Ha) File No. 5134/Proposal No. SIA/UP/MIN/ 43560/2019

SEIAA noted that EC has already been granted to the above project in its 326th meeting dated 16/12/2019. Hence no further action is required.

4. Brick Earth Mining at Gata No.-1482, 138, 873, 875, 884, 922, 967Sa, 854, 915, 972, 977 & 818, at Village-Kurauni, Kishunpur, Kudiya and Banthara Sikandarpur, Sarojini Nagar, Lucknow., M/s Anil Ent Udyog, (Area4.6161 Ha). File No. 5136/Proposal No. SIA/UP/MIN/ 45116/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

5. Brick Earth Mining at Gata No.-728, 749, 725, 315, 317, 682, 722, 703, 706, 244, 246, 247 at Village-Khandedev, Dadupur, Sarojini Nagar, Lucknow., M/s S.K. Brick Field, Area-3.825 Ha. File No. 5139/Proposal No. SIA/UP/MIN/ 45119/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal

6. Soil Excavation at Khasra No.-1204, Village-Parvar Purab, Tehsil-Sarojini Nagar, Lucknow. M/s Rail Vikas Nigam Ltd., (Area:0.645Ha & Mineable Area-0.11 Ha). File No. 5140/Proposal No. SIA/UP/MIN/ 45133/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal

7. Soil Excavation at Gata No.-194, Village-Sairpur, Tehsil-BKT, Lucknow., M/s Usha Construction Area: 0.8810 Ha. File No. 5142/Proposal No. SIA/UP/MIN/ 44347/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal

8. Soil Excavation at Gata No.-624, Village-Rasoolpur Sadat, BKT, Lucknow., M/s Shri O.P. Enterprises, Area: 0.6570 Ha). File No. 5143/Proposal No. SIA/UP/MIN/ 44343/2019


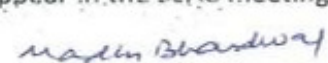
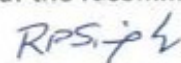
SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

9. Soil Excavation at Gata No.-441, Village- Rajauli, BKT, Lucknow., M/s Shri O.P. Enterprises, Area: 0.8953 Ha). File No. 5144/Proposal No. SIA/UP/MIN/ 44337/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

10. Brick Clay Mining at Gata No.-465, 466, 59 Ga, 96, 307, Village-Alidadpur, Tehsil-Sadar, Farrukhabad, M/s A.A. Ent Bhatta, (Leased Area-2.536 Ha). File No. 5145/Proposal No. SIA/UP/MIN/ 45265/2019

The SEIAA gone through SEAC recommendations regarding the matter and noted that the project proponent did not appear in the SEAC meeting, so that the recommendation of

the SEAC to close the case is accepted. It can be reopened, only if a request to this effect is received from the project proponent. The file shall not be treated as pending. The SEIAA agreed with the recommendation of SEAC.

11. Earth Excavation at Gata No.-183, Village-Datauli, Tehsil-Purwa, District-Unnao, Mohd.Armaan. Area: 0.261 Ha). File No. 5146/Proposal No. SIA/UP/MIN/ 45292/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

12. Soil Excavation at Gata No.-320, 222, Village- Saidapur, Tehsil-B.K.T., Lucknow, Shri Putti Lal, Ram Prasad, Kailash & Babu Lal, (Area 1.2160 Ha). File No. 5148/Proposal No. SIA/UP/MIN/ 45459/2019

SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

13. "Ordinary Earth Excavation" at Gata No.-2467Kha, 2490Ga, 1212, 1213, Village-Thari, Malihabad, Lucknow., Shri Nitin Gupta Area:0.975 Ha). File No. 5165/Proposal No. SIA/UP/MIN/45510/2019

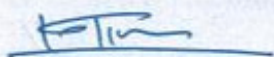
SEIAA agreed with the recommendation of the SEAC that the matter shall be discussed only after submission of online information on prescribed portal.

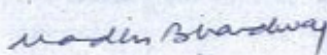
14. Ordinary Soil Mining Project at Gata No.-115, 119, 127, Village- Dewara Khurd, Tehsil & District-Unnao., (Leased Area -0.866 ha.). File No. 5007/Proposal No. SIA/UP/MIN/ 41595/2019

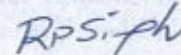
The SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC but the SEIAA replaces the specific conditions no-2 of annexure-2 as "If in future during the progressive 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.

15. Commercial Project "Gaur World Street" at Plot No.- C-1A, Sector- 16 B, Greter Noida, District-Gautam Buddha Nagar, U.P., M/s Fastidious Build Mart Pvt. Ltd. File No. 4862/Proposal No. SIA/UP/MIS/ 107183/2019

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). In light of MoEF&CC OM no- 22-23/2018-IA.III dated 30/12/2019 for the compliance of orders of Hon'ble NGT in OA No- 1038/2018 dated 19/08/2019 SEIAA opined that the project proponent shall submit the details through an affidavit along with relevant documents to clarify whether the project is located in whole or in part within or outside 05 Km from the boundary of CPA/SPA.

16. Sand/Morrum Mining Project from Betwa River Bed at Khand No.- 01, Gata No.- 2513, 2629, Village-Kharka, Tehsil- Orai, District-Jalaun, U.P., Shri Ram Kumar Singh Leased Area-20.242 Ha. File No. 5009/4403/Proposal No. SIA/UP/MIN/41711/2018

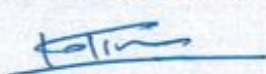
SEIAA noted the recommendation of SEAC on the complaint of Shri Anand Gupta, Consultant, M/s Globus Environment Engineering Services that this matter is not within the purview of SEIAA/SEAC. SEIAA gone through file and documents and noted that project proponent had submitted the application for TOR on 21/7/18, TOR was issued on 5/9/18 and EIA for the above TOR was submitted on 13/5/19. SEIAA also noted that project proponent has submitted another application for EC on 25/8/19 for the same TOR dated 5/9/18 and submitted EIA under the signature of another consultant. Complaint has also been received regarding the unauthorized use of data in EIA. Hence SEIAA opined that project proponent shall submit the clarification on the above points.

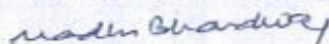
With the permission of the Chairman:-

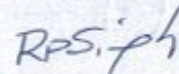
1. Development of Earthen Bund Protection Work at Ramgarhtal Lke, District- Gorakhpur, U.P. By Shri Ratan Sen Singh, PM, U.P. Jal Nigam, 80-C Sukhnath Kunj, Daudpur, Gorakhpur. File No. 4814/Proposal No. SIA/UP/MIS/105075/2019

SEIAA noted that the above project was taken in its meeting dated 01/08/2019 in which SEIAA opined that project proponent submit the NOC from UP State wetland authority and EC to the above project shall be kept in abeyance till the above certificate is submitted. SEIAA gone through the letter no. 1266/karya-1/303 dated 13/12/2019 submitted by project manager construction unit, UP Jal Nigam Gorakhpur stating that – 'the Ramgarh Tal lake is not declared a notified wetland by this date and no other notified wetland falls within 05 km area of the project site'. SEIAA opined to grant EC to the project as recommended by SEAC, adding following specific conditions:-

1. Before starting any work NOC from UP State wetland authority shall be submitted to SEIAA.
2. As proposed only earth material shall be used for filling of packing of voids in the pitching work.
3. No concrete material shall be used in filling work, as proposed.
4. Boulder pitching shall be done with due care of existing herbs and shrubs.







2. Sand/Morrum Mining at Araj No.-166, Khand No.-01, Village- Nagawan, Tehsil-Duddhi, District-Sonebhadra, U.P. M/s Aman Associates (Leased Area-8.097 ha) File No. 4702/Proposal No. SIA/UP/MIN/32564/2019

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 423rd SEAC Meeting Dated 09/10/2019 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 wherein, the ministry has directed that the cases which are already recommended by SEAC/UTEAC as the case may be, SEIAA may prescribe the additional condition as per the OM dated 31/10/2019 and the case may be disposed off accordingly.

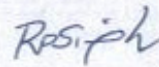
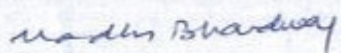
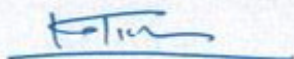
In light of the above fact SEIAA reviewed the case and opined to seek report of RO UPPCB Sonebhadra and Mining officer Sonebhadra whether the present project is inside or within 05 km of CPA/SPA Sonebhadra.

3. Sand/Morrum Mine of Gata No.-871 and 581Ga Near Village Pipardih and Koragi, Tehsil-Dudhi, District-Sonebhadra, U.P., (Leased Area:32.338 Ha). File No. 5031/4705/Proposal No. SIA/UP/MIN/42156/2019

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 423rd SEAC Meeting Dated 09/10/2019 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 wherein, the ministry has directed that the cases which are already recommended by SEAC/UTEAC as the case may be, SEIAA may prescribe the additional condition as per the OM dated 31/10/2019 and the case may be disposed off accordingly.

In light of the above facts SEIAA reviewed the case and decided to agree 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. In addition to the conditions imposed by SEAC the SEIAA added following additional specific conditions:-

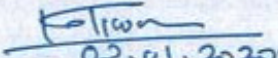
1. Since the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of

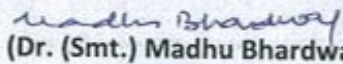


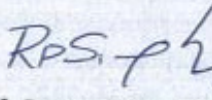
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Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.

2. 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, Gol. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
3. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
4. 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.


02.01.2020
(Shri Ashish Tiwari, IFS)
Member-Secretary
SEIAA


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


02/01/2020
(Prof. Rana Pratap Singh)
Chairman
SEIAA