

Minutes of the 722th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 26.04.2023

The meeting of 722th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 26.04.2023 the Directorate of Environment. The following were present in the meeting:-

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| 1. Shri Paras Nath | Member, SEIAA, U.P |
| 2. Shri Ajay Kumar Sharma | Member Secretary, SEIAA, U.P |

Chairman SEIAA did not participate in the meeting. 722th State Level Environment Impact Assessment Authority, UP (SEIAA) meeting was convened and conducted in reference to the letter no. 135/81-7-2023-103(parya)/2007 dated 7-2-2023 of Department of Environment Forest and Climate Change, GoUP.

Agenda –A Reply /Letters

1. **Regarding Closure of the project Smriti City At phase-I and Gata No. 141(mi), 153, 172(mi), 159(mi) and Phase –II Gata No. 158(mi), 159(mi), 160(mi), 166(mi) & 172(mi) Village: Bhikampur, Sarsaul, G.T. road Aligarh.**

SEIAA gone through the legal notice of Shri Arvind Kumar Rai dated 29/11/2022 and opined that the legal notice be send to UPPCB for necessary action.

2. **Expansion of Group Housing Project "The Vasundhara Grand" at Plot no. 15/Commercial-02, Vasundhara, District- Ghaziabad, Uttar Pradesh, M/s Nandini Build Home Consortium Pvt. Ltd, File No. 7207/Proposal No. SIA/UP/MIS/781413/2022**

SEIAA gone through the legal notice of Shri Arvind Kumar Rai dated 06/11/2022 and opined that the legal notice be referred to SEAC for necessary action.

3. **Group Housing Project "Apex The Rio" at Khasra No.- 526/2,Village-Kanawani(V), Ahinsa Khand -II, Ghaziabad., M/s Rio Heights Pvt. Ltd. File No. 4981/Proposal No. SIA/UP/MIS/ 113366/2019**

SEIAA gone through the legal notice of Shri Arvind Kumar Rai dated 23/11/2022 and opined that the legal notice be referred to SEAC for necessary action.

4. **Expansion of Group Housing Project "Express One" at Plot No. 14/COM-2, Vasundhara, District-Ghaziabad, U.P. M/s Solid Properties Pvt. Ltd. File No. 7091/ Proposal No. SIA/UP/ MIS/ 273643/2022**

SEIAA gone through the legal notice of Shri Arvind Kumar Rai dated 17/11/2022 and opined that the legal notice be referred to SEAC for necessary action.



5. Residential Complex at Plot No.-1, Sector-14 at Vasundhara, Ghaziabad, M/s Mahaluxmi Buildtech Consortium Pvt. Ltd., File no- 3865

SEIAA gone through the legal notice of Shri Arvind Kumar Rai dated 14/11/2022 and opined that the legal notice be referred to SEAC for necessary action.

6. Gross Violation of EPA act 1986 by Builders M/s Gaursons India Pvt. Ltd. & M/s H&S in Greater Noida.

SEIAA gone through the legal notice of Shri J. P. Sharma received via email dated 23/04/2023 and opined that the legal notice be referred to SEAC for necessary action and a letter shall be sent to DM Greater Noida and UPPCB that no construction shall be done without valid EC.

Agenda –B Minutes of 738th SEAC-1 Meeting Dated 27/03/2023

1. "Ordinary Sand Mining Project", located at Yamuna River Bed, Khand No.- 06, Village – Maghiyari, Bhambhor, Tehsil – Bara, District - Prayagraj, Shri Chandrajeet Kushwaha, M/s Tara Enterprises Area: 10.0 ha., File No. 7648/ 7169/ Proposal No. SIA/UP/MIN/418783/2023.

Hence In light of discussion held in 731st SEAC meeting and 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 specific conditions:-

1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC.
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. 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, for planting at least 10,000 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 50 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, GoI, Lucknow.
 10. 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.
 11. 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.
 12. 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.
 13. 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.
2. Mining Project for "Building Stone or Khanda, Boulders, Gitty, Patiya and Red Morrum" at Gata No. 1340, Village-Harshpur, Tehsil- Talbehat, District- Lalitpur, M/s Jitendra Kumar Thekedar, Shri Jitendra Kimar, Area-1.0000 ha., File No. 7665/ Proposal No. SIA/UP/MIN/418623/2023

SEIAA noted the comments of SEAC to defer the matter in next proposed SEAC meeting dated 28/03/2023.

3. "Riverbed Ordinary Sand Mine", Village- Manjha Kalan Gata No.- 912, Tehsil- Sohawal, District- Ayodhya, U.P., M/s Shubh Laabh Enterprises, Shri Jai Shanker Tewari, Area-3.088 ha., File No. 7671/ Proposal No. SIA/UP/MIN/419817/2023

Hence In light of discussion held in 731st SEAC meeting and 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



but SEIAA replaces the specific condition regarding cluster certificate 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 following conditions:-

1. 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.
2. 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.
3. 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.
4. 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.
5. 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, for planting at least 4,000 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.
6. 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 20 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.
7. 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.



8. 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.
 9. 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.
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4. **"Sand Stone" Project at Gata No.- 4448 / 01, Village- Bhaunri, Tehsil- Manikpur, District- Chitrakoot, Shri Kaluwa M/s Kaluwa Mines Contractor, Area : 1.214 ha., File No. 7673/ Proposal No. SIA/UP/MIN/420013/2023**
SEIAA noted that SEAC MoM relates to sand mining . Hence SEIAA opined to refer back the project to SEAC for review.
 5. **"Building Stone (Khanda, Boulder, Bailast & Gitti) Mining" Project at Gata No.-323, Khand No.-03, at Village- Mochipura, Tehsil-Sadar, District- Mahoba, Shri Narayan Singh area-1.214 ha., File No. 6401/SIA/UP/MIN/64131/2021**
SEIAA noted that the project proponent/consultant did not appear hence the matter will be discussed only after submission of online requests on prescribed online portal.
 6. **Ordinary Sand Mining Project on Ganga River Bed at Gata No.-12 Lagayat 57 Tak, Village- Katari Tari Pathakpur, Tehsil- Bilhaur, District- Kanpur Nagar, M/s Anthracite Infra Pvt. Ltd., Prop. Shri Ankit Sachan, Area 22.0 Ha., File No. 7249/6438/ Proposal No. SIA/UP/MIN/82101/2021**
SEIAA noted that SEAC has recommended to grant environmental clearance to the above project. SEIAA also gone through the complaint letter dated 10/4/2023 of Sri Ravi Bhushan Jha regarding the above project hence opined to refer the matter to SEAC for comment/review.
 7. **River Bed Ordinary Sand Mining Project along river Ganga, at Gata No./Zone-03, Khand No.-02, Village-Katri Jalesher Alipur, Teshsil & District- Kannauj, M/s Sanjeev Kumar Gupta, Area: 37.065 Ha., File No. 7417/6508/ Proposal No. SIA/UP/MIN/408921/2022**
Hence In light of discussion held in 731st SEAC meeting and 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 specific conditions:-
 1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC.
 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. 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, for planting at least 38000 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.
6. 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 190 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.
7. 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.
8. 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.
8. "River bed morrum mining at river Kanhar at Gata No - 1, at Village - Khokha, Tehsil- Duddhi, District- Sonbhadra, M/s Shree Mangal Stone Crusher Private Limited, Shri Mahesh Kumar Garg, Area- 11.336 ha., File No. 7702/7280/ Proposal No. SIA/UP/MIN/421765/2023

SEIAA noted that the above project has already been granted EC in its 714th meeting.

9. Gata No.- 402 to 404, 432 to 436, 438, 440 to 453, 468 to 473, 480 to 488, Composite-1, Village- Adhawal, Tehsil- Fatehpur, District- Fatehpur, Shri Alok Mishra, Area: 30.0 ha., File No. 7714/7645/ Proposal No. SIA/UP/MIN/422565/2023

SEIAA noted that the above project has already been granted EC in its 714th meeting.

Nodal Officer

SEIAA, UP

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



(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA