

## Directorate of Environment, U.P.

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### Minutes of the 860<sup>th</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 05-12-2024

The meeting of 860<sup>th</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 05.12.2024 the Directorate of Environment. The following were present in the meeting:-

1. Smt. Mamta Sanjeev Dubey
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

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

### Agenda-A- Minutes of 893rd SEAC-1 Meeting Dated 28/10/2024

1. "Sand/Morrum Mining" at Gata No./Khand No. A-10-302, 301, 296, 287, 270mi, 269mi, 260mi, 259, 258mi, 255, 254, 253, 291, 252, 251, 292, 290, 289, 288, 287, 294, 293, Village- Adhawal, Tehsil & District Fatehpur, Uttar Pradesh, Leased Area- 29.58 Ha, 8874/SIA/UP/MIN/466627/2024

SEIAA noted that the above proposal has been appraised and recommended for grant of ToR by SEAC and the geo-coordinates proposed are as per approved DSR. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Updated DSR has been submitted and approved by SEIAA/SEAC. Hence in light of all these facts ToR is being granted to the title proposal for conducting EIA studies. SEIAA added following points to ToR-

- 1- Proposed production per annum shall be as per approved replenishment study report and it should be submitted to SEIAA, UPPCB and IRO, MoEFCC.
- 2- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 3- The lease area its address and production per annum should match with that mentioned in DSR and Lol and also be as per replenishment study conducted annually. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 4- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 5- **SEIAA opined that the project proponent shall submit permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water.**
- 6- Latest KML file for the area and mining lease area should be provided.
- 7- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 8- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and



- associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 9- Road network to be used by the project should be clearly shown on Survey of India topo sheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
  - 10- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
    - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
    - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
  - 11- In case of expansion /renewal of earlier EC, following information should be submitted
    - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
    - b. Copy of CTE and CTO issued by SPCB.
    - c. Status of submission of six-monthly compliance report to EC granted earlier
    - d. Court cases, if any.
  - 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out should be mentioned in EIA-EMP report.
  - 13- During DSR formulation a sub-committee is formed at District level and representative of Forest Department is a member in this sub-committee, so it is expected that they examine the issue of distance of forest area from the mining lease as well as distance of protected area from the mining lease. Hence, a certificate signed by an officer not below the rank of ACF shall be submitted along with the EIA that the project does not lie within any Protected area, National Park, Wild-Life Sanctuary and/or ESZ so declared under Wild-Life Protection Act 1972.
  - 14- PP/consultant in compliance to Hon'ble NGT order dated 06.05.2022 in OA no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran Karn Vs. State of UP and Others, will submit replenishment study conducted by a reputed institute/agency, duly approved by DGM, along with EIA-EMP report clearly mentioning methodology and mineral availability for seeking EC.
  - 15- 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 30,000 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. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
  - 16- The project proponent shall submit details of nearby water bodies and plan to ensure that these water bodies do not get polluted due to mining activity.
  - 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP



report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.

- 18- The project proponent shall submit along with EIA the details of School in the vicinity of project area in which rooftop solar plant, toilets will be constructed specially girl school under CER activities.
- 19- These TORs shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.

**2. Residential Group Housing Project at Plot No.- 07, Alistonia Estate in Sector-PI, Greater Noida, District- Gautam Budh Nagar, U.P., M/s Assotech Infrastructure Pvt. Ltd., 9177/SIA/UP/INFRA2/491139/2024**

SEIAA noted that as per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. 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- Plantation of saplings shall be carried out in green belt area earmarked as per relevant building bye-laws and as part of tree plantation campaign "Ek Ped Ma Ke Naam" and the details of the same shall be uploaded in the Meri LIFE Portal (<https://merilife.nic.in>) as per OM no. F.No.IA3-22/3/2024-IA.III (E-241594) dated 24.07.2024.
- 2- A certificate signed by an officer not below the rank of ACF shall be submitted that the project does not lie with-in any protected area, National Park, Wild Life Sanctuary and/or ESZ so declared as per provisions of Wild-Life Protection Act 1972.
- 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. The CER activities should be related to mitigation of Environmental Pollution and creating awareness for the need for same for example creation of water harvesting pits and carbon sequestration parks etc. At least one school in the vicinity of project area should be provided with rooftop solar plant, toilets should be constructed in public place or in school of nearby villages and if there is a girl's school then girls toilet properly equipped with overhead water tank should be constructed. Name of the school adopted for installation of roof top solar plant should be displayed on the website of project proponent and should also be submitted with periodic compliance report.
- 4- **The project proponent shall submit permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water. Since treated sewage water is also proposed to be used, permission from competent authority for the same should be submitted within a month.**
- 5- The project proponent shall ensure that waste water is properly treated in STP and treated water should be reused for gardening flushing system, washing etc. For reuse of water, irrigation sprinkler and drip irrigation system shall be installed and maintained for proper functioning. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge and shall be done with necessary permissions from concerned authorities.
- 6- Under any circumstances untreated sewage shall not be discharged to municipal sewer line or any nearby water body.



- 7- The project proponent shall install organic bio converter.
- 8- The effluent from STP after tertiary treatment shall be subjected to ozonation to avoid foul smell.
- 9- Provision for charging of electric vehicles as per the guidelines of GoI/GoUP should be submitted within the next 3 months.
- 10- The project proponent shall explore the possibility of solar electrification beyond 10% and if it is possible, shall submit the details of solar power plans within the next 3 months.
- 11- PP should display EC granted to them on their website.
- 12- 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.
- 13- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
- 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.
- 15- **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
- 16- In case of violation of any EC conditions, this EC shall automatically deem to be cancelled.

**3. Expansion of Group Housing Project "Skytech Colours Avenue" at Plot No- GH-01/C, Sector 10, Greater Noida, District- Gautam Buddha Nagar, U.P., M/s Jatasya Promoters Pvt. Ltd. 9194/SIA/UP/INFRA2/493001/2024**

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and document and found that CCR has not been submitted online or offline, compliance of existing CTO is also not submitted. Hence SEIAA opined that the project proponent shall submit the same.

**4. Expansion of Existing Rolling Mill (Steel Rolled Bars with Structural Mill) from 1,26,200 MT/Annum to 3,91,200 MT/Annum through Reheating Furnace and direct hot charging of Steel Billets along with proposed manufacturing of Steel Billet with capacity of 4,22,400 MT/Annum through (2) two Induction Furnaces located at Magarwara, District – Unnao, Uttar Pradesh by M/s RHL Profiles Limited., 9247/8062/SIA/UP/IND1/495979/2024**

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and document and opined that a letter shall be sent to UPPCB to know the present Ambient Air Quality of the area and what would be the pollution load after expansion of Existing Rolling Mill and its effect on nearby human settlement. Details of dust extraction system should also be submitted by project proponent.

**5. Sand/Morrum Mining project at Gata No.- 434, Village- Kharwanch, Tehsil- Garautha, District: Jhansi, Uttar Pradesh, M/s Kayden Mines and Minerals Private Limited, Area: 24.281 ha, 9310/8447/SIA/UP/MIN/496897/2024.**

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.



6. **"Sand/Morrum Mining" on the riverbed of River Dhasan at Gata No.- 908N (Khand 03), Village- Kharwanch, Tehsil- Garautha, District- Jhansi, Uttar Pradesh, Area 12.146 ha., 9317/8445/SIA/UP/MIN/499818/2024**

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and document and found that application made and Lol is for 32,000 cum Production/year whereas in DSR Proposed Production/year is mentioned as 1,21,460 cum. SEIAA noted that the above proposal has been appraised and recommended for grant of ToR by SEAC and the geo-coordinates proposed are as per approved DSR. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal. 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 taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703th SEIAA meeting regarding replenishment study, adding following specific conditions-

1. Project Proponent and District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study, a report verified by DM and DGM shall be submitted to SEIAA and suitable amendment if needed, shall be done in EC. If after replenishment study, mineable quantity assessed is more than the quantity mentioned in EC then mining shall be restricted to the one mentioned in EC and if mineable quantity assessed is less than the quantity mentioned in EC then mining will be restricted to quantity assessed in replenishment study till EC is amended. Under no circumstances mining shall be more than the quantity mentioned in EC or assessed as per replenishment study.
2. Directions/suggestions given during public hearing and commitment made by the project proponent on these should be strictly complied with.
3. A certificate from Forest Department (not below the rank of ACF) shall be obtained, shall be obtained that no forest land is involved in mining or as a route for mineral transportation. If forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhinyam, 2023 and submit before the start of work.
4. During DSR formulation a sub-committee is formed at District level and representative of Forest Department is a member in this sub-committee, so it is expected that they examine the issue of distance of forest area from the mining lease as well as distance of protected area from the mining lease. Hence, a certificate signed by an officer not below the rank of ACF shall be submitted along with the EIA that the project does not lie within any protected area, National Park, Wild-Life Sanctuary and/or ESZ so declared under Wild-Life Protection Act 1972 should be submitted before the start of work.
5. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
6. 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 legally valid water sources and permission from the competent authority shall be obtained to use it.
7. Stream will not be diverted to form inactive channel for mining.
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 district plantation committee, for planting at least 13,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area and will make provision for maintenance for 5 years.
9. Also, the coordinates of area earmarked for plantation should be clearly spelt out and polygon should be attached and submitted within a month. Plantation of saplings shall be carried out in earmarked area as part of tree plantation campaign "Ek Ped Ma Ke Naam" and the details of the same shall be uploaded in the Meri LiFE Portal (<https://merilife.nic.in>) as per OM no. F.No.IA3-22/3/2024-IA.III (E-241594) dated 24.07.2024.
  10. 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.
  11. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
  12. 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.
  13. 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.
  14. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  15. Since large number of mining projects are ongoing as well as new mining leases are coming up in the district, CAAQMS shall be installed in consultation with UPPCB.
  16. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  17. 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.
  18. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC
  19. Next year the project proponent shall submit online replenishment study report along with 06 monthly compliance report.
  20. In case of violation of any EC conditions, this EC shall automatically deem to be cancelled.
7. **"Sand/Morrum Mining" on the riverbed of River Betwa at Gata No.- 1129, Village- Dikauli, Tehsil- Garautha, District- Jhansi, Uttar Pradesh, Area 12.140 ha., 9321/SIA/UP/MIN/490116/2024.**
- 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.



8. Building Stone or Khanda, Gitti, Boulder Mine at Gata No.- 27, 28 (Khand 05), Village- Dunara, Tehsil- Sadar, District- Jhansi, Uttar Pradesh, Area 2.428 ha., 9322/8696/SIA/UP/MIN/489981/2024.

SEIAA opined that in light of decision of Hon'ble NGT order dated 09/05/2024 in Original Application No. 747/2023 (IA No. 877/2023, IA No. 876/2023, IA No. 119/2024 & IA No. 115/2024), Raj Kumar Vs Ministry of Environment, Forests and Climate Change & Ors., EC/ToR cannot be granted. SEIAA also opined that a letter may be sent to DGM that so far DSR for other minor minerals apart from Sand have not been submitted for approval so necessary action may be taken to comply with Hon'ble NGT order in this regard.

9. Khanda-Boulder/ Gitti-Ballast Mine at Gata No.- 239 (Khand 02), Village- Nunar, Tehsil- Garautha, District- Jhansi, Uttar Pradesh, Area- 0.809 ha., 9323/8092/SIA/UP/MIN/489904/2024.

SEIAA opined that in light of decision of Hon'ble NGT order dated 09/05/2024 in Original Application No. 747/2023 (IA No. 877/2023, IA No. 876/2023, IA No. 119/2024 & IA No. 115/2024), Raj Kumar Vs Ministry of Environment, Forests and Climate Change & Ors., EC/ToR cannot be granted. SEIAA also opined that a letter may be sent to DGM that so far DSR for other minor minerals apart from Sand have not been submitted for approval so necessary action may be taken to comply with Hon'ble NGT order in this regard.

10. "Sand/Morrum Mining" on the riverbed of River Dhasan at Gata No.- 523, Village- Khakaura, Tehsil- Mauranipur, District- Jhansi, Uttar Pradesh, Area 20.0 ha., 9324/8446/SIA/UP/MIN/491632/2024

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and document and found that application is made and Lol is for 20.0 Ha whereas in DSR area is mentioned as 14.7 Ha. Hence SEIAA opined that a letter shall be sent to DGM for clarification.

11. Group Housing Complex at Plot no.- 207, Sector- Sigma-III, Greater Noida, District- Gautma Buddha Nagar, Uttar Pradesh, M/s Godrej Properties Ltd. 9327/9259/SIA/UP/INFRA2/499927/2024

SEIAA noted that as per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. 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 permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water. Since treated sewage water is also proposed to be used, permission from competent authority for the same should be submitted within a month.
- 2- Plantation of saplings shall be carried out in green belt area earmarked as per relevant building bye-laws and as part of tree plantation campaign "Ek Ped Ma Ke Naam" and the details of the same shall be uploaded in the Meri LIFE Portal (<https://merilife.nic.in>) as per OM no. F.No.IA3-22/3/2024-IA.III (E-241594) dated 24.07.2024.
- 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. The CER



activities should be related to mitigation of Environmental Pollution and creating awareness for the need for same for example creation of water harvesting pits and carbon sequestration parks etc. At least one school in the vicinity of project area should be provided with rooftop solar plant, toilets should be constructed in public place or in school of nearby villages and if there is a girl's school then girls toilet properly equipped with overhead water tank should be constructed. Name of the school adopted for installation of roof top solar plant should be displayed on the website of project proponent and should also be submitted with periodic compliance report.

- 4- The project proponent shall ensure that waste water is properly treated in STP and treated water should be reused for gardening flushing system, washing etc. For reuse of water, irrigation sprinkler and drip irrigation system shall be installed and maintained for proper functioning. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge and shall be done with necessary permissions from concerned authorities.
  - 5- Under any circumstances untreated sewage shall not be discharged to municipal sewer line or any nearby water body.
  - 6- The project proponent shall install organic bio converter.
  - 7- The effluent from STP after tertiary treatment shall be subjected to ozonation to avoid foul smell.
  - 8- A certificate signed by an officer not below the rank of ACF shall be submitted that the project does not lie with-in any protected area, National Park, Wild Life Sanctuary and/or ESZ so declared as per provisions of Wild-Life Protection Act 1972.
  - 9- Provision for charging of electric vehicles as per the guidelines of GoI/GoUP should be submitted within the next 3 months.
  - 10- The project proponent shall explore the possibility of solar electrification beyond 10% and if it is possible, shall submit the details of solar power plans within the next 3 months.
  - 11- PP should display EC granted to them on their website.
  - 12- 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.
  - 13- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
  - 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
  - 15- **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  - 16- In case of violation of any EC conditions, this EC shall automatically deem to be cancelled.
12. "Group Housing Complex" located at Plot No. GH-01/B, C, D, E, J&K Sector- 12, Greater Noida, Uttar Pradesh developed by M/s Godrej Properties Limited, 9328/9262/SIA/UP/INFRA2/500006/2024

SEIAA noted that as per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. 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 permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water. Since treated sewage water is also proposed to be used, permission from competent authority for the same should be submitted within a month.**
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- 9- Provision for charging of electric vehicles as per the guidelines of GoI/GoUP should be submitted within the next 3 months.
- 10- The project proponent shall explore the possibility of solar electrification beyond 10% and if it is possible, shall submit the details of solar power plans within the next 3 months.
- 11- PP should display EC granted to them on their website.
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- 13- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI



- and others) anti-smog guns shall be installed to reduce dust during excavation.
- 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
- 15- **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
- 16- In case of violation of any EC conditions, this EC shall automatically deem to be cancelled.

**13. "RBM (Mixed Form) Mining Project" at Gata No. – 70Mi, Village Abdulfazalpur Pahara, Tehsil-Nagina District- Bijnor, Uttar Pradesh, (Area 1.265 Ha.), 9329/SIA/UP/MIN/499232/2024.**

SEIAA noted that the above proposal has been appraised and recommended for grant of ToR by SEAC and the geo-coordinates proposed are as per approved DSR. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

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 taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703th SEIAA meeting regarding replenishment study, adding following specific conditions:-

1. During DSR formulation a sub-committee is formed at District level and representative of Forest Department is a member in this sub-committee, so it is expected that they examine the issue of distance of forest area from the mining lease as well as distance of protected area from the mining lease. Hence, a certificate signed by an officer not below the rank of ACF shall be submitted along with the EIA that the project does not lie within any protected area, National Park, Wild-Life Sanctuary and/or ESZ so declared under Wild-Life Protection Act 1972 should be submitted before the start of work.
2. 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.
3. A certificate from Forest Department shall be obtained, that no forest land is involved in mining or as a route for mineral transportation. If forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. Stream will not be diverted to form inactive channel for mining.
5. **The project proponent shall submit permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water.**
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 district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area and will make provision for maintenance for 5 years.

7. Also, the coordinates of area earmarked for plantation should be clearly spelt out and polygon should be attached and submitted within a month. Plantation of saplings shall be carried out in earmarked area as part of tree plantation campaign "Ek Ped Ma Ke Naam" and the details of the same shall be uploaded in the Meri LiFE Portal (<https://merilife.nic.in>) as per OM no. F.No.IA3-22/3/2024-IA.III (E-241594) dated 24.07.2024.
  8. 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. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
  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, Gol, Lucknow.
  12. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  13. Since large number of mining projects are ongoing as well as new mining leases are coming up in the district, CAAQMS shall be installed in consultation with UPPCB.
  14. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  15. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
  16. In case of violation of any EC conditions, this EC shall automatically deem to be cancelled.
14. **Group Housing Project at Plot No.- SC-02/H&I, Sector- 150, Noida, Gautam Buddha Nagar, Uttar Pradesh by M/s Brick Rise Developers Pvt. Ltd., 3652/SIA/UP/INFRA2/500459/2024.**

SEIAA agreed with the recommendation of SEAC to amend the environmental clearance letter no. 375Parya/SEAC/3652/2016 on dated 22/03/2017 as requested. All the other contents mentioned in EC letter dated 22/03/2017 shall remain the same. SEIAA noted that as per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. 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- Plantation of saplings shall be carried out in green belt area earmarked as per relevant building bye-laws and as part of tree plantation campaign "Ek Ped Ma Ke Naam" and the details of the same shall be uploaded in the Meri LiFE Portal (<https://merilife.nic.in>) as per OM no. F.No.IA3-22/3/2024-IA.III (E-241594) dated



24.07.2024.

- 2- 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. The CER activities should be related to mitigation of Environmental Pollution and creating awareness for the need for same for example creation of water harvesting pits and carbon sequestration parks etc. At least one school in the vicinity of project area should be provided with rooftop solar plant, toilets should be constructed in public place or in school of nearby villages and if there is a girl's school then girls toilet properly equipped with overhead water tank should be constructed. Name of the school adopted for installation of roof top solar plant should be displayed on the website of project proponent and should also be submitted with periodic compliance report.
- 3- The project proponent shall ensure that waste water is properly treated in STP and treated water should be reused for gardening flushing system, washing etc. For reuse of water, irrigation sprinkler and drip irrigation system shall be installed and maintained for proper functioning. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge and shall be done with necessary permissions from concerned authorities.
- 4- Under any circumstances untreated sewage shall not be discharged to municipal sewer line or any nearby water body.
- 5- The project proponent shall install organic bio converter.
- 6- The effluent from STP after tertiary treatment shall be subjected to ozonation to avoid foul smell.
- 7- A certificate signed by an officer not below the rank of ACF shall be submitted that the project does not lie within any protected area, National Park, Wild-Life Sanctuary and/or ESZ so declared under Wild-Life Protection Act 1972.
- 8- **The project proponent shall submit permission of CGWA for using ground water or proposal for obtaining water from alternative legal source of fresh water. Since treated sewage water is also proposed to be used, permission from competent authority for the same should be submitted within a month.**
- 9- Provision for charging of electric vehicles as per the guidelines of GoI/GoUP should be submitted within the next 3 months.
- 10- The project proponent shall explore the possibility of solar electrification beyond 10% and if it is possible, shall submit the details of solar power plans within the next 3 months.
- 11- PP should display EC granted to them on their website.
- 12- 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.
- 13- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
- 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.
- 15- **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
- 16- In case of violation of any EC conditions, this EC shall automatically be deemed to be cancelled.



15. Sand/Morrum Mine From Riverbed of Yamuna River Gata No.- Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60 /1/3, Village- Sadimadanpur, Tehsil- Pailani, District- Banda, Uttar Pradesh, (Total Area- 17.50 Ha.), 8188/SIA/UP/MIN/442240/2023.

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.

16. Sand Mine Project at Gata No.- 01 Kha, 277, Khand No.-02, Village- Teharka, Tehsil- Garautha, District- Jhansi, U.P., M/s Shiv Corporation (India)Ltd., Lease Area: 13.0 ha), 5671/SIA/UP/MIN/53372/2020.

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.

17. Industrial Project "Yingtong Electronic Technology India Private Limited" located at Plot No. 17B, Sector-24, YEIDA Greater Noida, GautamBudh Nagar Uttar Pradesh by M/s Yingtong Electronic Technology India Private Limited., 7284/SIA/UP/INFRA2/402531/2022.

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and document and found that the proposal is of Industrial Project. Hence SEIAA opined that project proponent shall submit details of raw-material, process emission industrial effluent and mitigation measures.

18. Sand/Morrum Mining from Riverbed of Betwa River, Yillage- Behtar, Gata/Khand No"- 522 Gha, Tehsil-Garautha, District- Jhansi, Uttar Pradesh, (Area-14.164 ha.) Developed by M/s K C Construction (Shri Karicharan)., 8525/7752/SIA/UP/MIN/453325/2023.

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.

19. "Ordinary Earth Mine", at Gata No.- 55, 55,, & 55, Village- Korra Kanak A-1, Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh (Lease Area- 0.4615 Ha.), 8544/SIA/UP/MIN/454080/2023.

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.

  
Nodal Officer  
SEIAA, UP

MoM prepared by Secretariat in consultation with  
Chairman & Members 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