

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 611th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 26.05.2022

The meeting of 611th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 26.05.2022 at the Directorate of Environment. The following were present in the meeting:-

1. Dr. Rajiv Kumar Garg
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

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

Agenda A- Letter

1. बृजवासी ऐजुकेशन एण्ड वैलफेयर सोसायटी द्वारा खसरा सं० 713, 716, 717, 702, 703, 721, 720, 700 ग्राम चौमुहां व खसरा सं० 774 व 816 ग्राम अकबरपुर पर एस.के.एस. हॉस्पिटल मेडीकल कॉलेज एण्ड रिसर्च सेन्टर की भवन निर्माण की स्वीकृति के सम्बन्ध में।

As per EIA Notification dated 14.09.2006, EC is needed for built up area equal to or more than 20,000 sqm before commencing the work. In light of above provisions kindly do the needful at your end.

Agenda B- Minutes of 653rd SEAC-2 Meeting Dated 12/05/2022

1. **Stone (Gitti/Boulder/Khanda) Sandstone mining at Khasra no./Plot no./Gata No.-272, Khand No.6, at Village – Hlnauti Pandey, Tehsil- Bara, Prayagraj, Shri Deepak Singh., Area 0.809 ha. File No. 7010/Proposal No. SIA/UP/MIN/ 265186/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said project along with all the general and specific conditions as suggested by the SEAC-2 but the 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 5 years from the date of issue as the Lol has been issued for a period of 3 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. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
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 water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
7. 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 1,000 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.
8. 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 5 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.
9. 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.

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10. 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.

2. **Khanda, Boulder (Dolo stone) Deposit at Arazi No-4949 Kha at village- Billi Markundi, Obra, Sonbhadra, M/s Shri Bala Ji Associates., Area-6.80 Ha. File No. 7015/Proposal No. SIA/UP/MIN/74368/2022**

SEIAA agreed with the recommendation of the SEAC 1 to issue additional ToR to the title proposal for conducting EIA studies. The SEIAA also added the following points to ToR-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. 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.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- 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, equipments 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 toposheet 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, Gol, 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 in EIA-EMP report.
 - 13- 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 7,000 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
 - 14- In consultation with District Environment Authority or an authority nominated by concerned DM, Project Proponent will prepare a conservation and management plan for the rejuvenation and management of water bodies having a total surface area of not less than 35 ha. Funds for the same will be kept in a separate bank account and six-monthly implementation status will be presented by the Project Proponent before the nominated authority in the district.
 - 15- 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.
 - 16- 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.
 - 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- Project Proponent in consultation with UPSPCB will establish required number of CAAQMS within a period of one year and submit geo referenced map of these stations along with data on six-monthly basis
3. **Stone (Khanda, Giiti, Boulder, Ballast) Mining at Araj No.122, Khand No.04, Village: Chitaiyan, Sadar, Mahoba, Shri Arun Kumar Dubey. Area: 1.012 Ha. File No. 6611/Proposal No. SIA/UP/MIN/ 67254/2021**

SEIAA agreed with the recommendation of SEAC-2 that the matter shall be discussed after submission of online information on prescribed portal.



4. **Group Housing "Gayatri Aura" at Plot No. GH-11, Sector-1, Greater Noida, M/s Gayatri Hospitality and Realcon Ltd. File No. 7025/Proposal No. SIA/UP/MIS/ 74956/2022**

SEIAA agreed with the recommendations of the SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Gautam Budh Nagar, CEO, Greater Noida Development Authority; and MS, SPCB to ensure that no construction is started until valid EC is obtained and in case construction has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

5. **Stone (Sand stone) Mining at Arazi No.-37, Village- Dakahi, Tehsil-Chunar, Mirzapur. Shri Arvind Kumar, M/s Maurya Stone Works., Area 0.809 Ha. File No. 7030/Proposal No. SIA/UP/MIN/ 75026/2022**

SEIAA agreed with the recommendation of the SEAC-2 to issue additional ToR to the title proposal for conducting EIA studies. The SEIAA also added the following points to ToR-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. 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.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- 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, equipments 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 toposheet 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 in EIA-EMP report.
- 13- 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 1,000 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 14- In consultation with District Environment Authority or an authority nominated by concerned DM, Project Proponent will prepare a conservation and management plan for the rejuvenation and management of water bodies having a total surface area of not less than 5 ha. Funds for the same will be kept in a separate bank account and six-monthly implementation status will be presented by the Project Proponent before the nominated authority in the district.
- 15- 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.
- 16- 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.
- 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- Project Proponent in consultation with UPSPCB will establish required number of CAAQMS within a period of one year and submit geo-referenced map of these stations along with data on six-monthly basis.



6. Stone (Khanda, Boulder, Gitti) Mining at Gata No. 339, Khand No. 3, Village-Dahrra, Mahoba, Shri Rakesh Kumar Mishra., Area 1.214 Ha. File No. 7032/6462/Proposal No. SIA/UP/MIN/ 74702/202

SEIAA noted that SEAC-2 has recommended to grant EC to the above project. SEIAA gone through file and documents and opined that the project proponent shall submit legible copy of certified Geo-coordinates.

7. Shriram North View Apartments under PMAY at Khasia No.- 1174 (P), Village-Noor Nagat Paranga-Loni, Tehsil & District-Ghaziabad, for M/s Rock Fort Developers Pvt. Ltd Uttar Pradesh. File No. 6742/Proposal No. SIA/UP/MIS/243868/2021

SEIAA agreed with the recommendations of the SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Ghaziabad; VC, GDA; and MS, SPCB to ensure that no construction is started until valid EC is obtained and in case construction has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

8. Soil Excavation at Gata No.- 106, 107, 17, 18, 450, Village- Nak Phulha, Tehsil- Raebareli, District- Raebareli, Area: 1.2550 Ha. File No. 6672/Proposal No. SIA/UP/MIN/238050 /2021

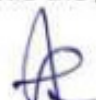
SEIAA agreed with the recommendations of the SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Raebareli to ensure that no construction is started until valid EC is obtained and in case construction has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

9. Sand/morrum mining from Yamuna Riverbed at Gata No. 2/4, 2/23, 2/24 & 2/28 (Khand No. 03), Village- Bendakhadar, Banda, Shri Kailash Singh Yadav., M/s Pehalwan Traders., Area- 21.00 ha. File No. 7073/6814/Proposal No. SIA/UP/MIN/76718/2021

SEIAA noted that SEAC-2 has recommended to grant EC to the above project. As per the MoM of SEAC-2, ToR to the said project was granted on 06.05.2022 and EIA-EMP was submitted on 09.05.2022. On examination of file it came to light that PH was conducted on 11.12.2019. SEAC-2 is required to clarify this issue. Further, in compliance to Honourable NGT order dated 23.09.2021 in Appeal no. 53 of 2020 Ravi Kumar Vs MoEF&CC and Ors., earlier granted EC to this project has been quashed. How the PP / consultant has complied with the orders of Honourable NGT needs to be given by PP / consultant in a tabular form which should be deliberated upon by SEAC-2.

10. Common Bio-medical Waste Treatment Facility at Plot No.-E-25 & E-26, UPSIDC Industrial Area, Babrala , District- Sambhal, U.P., M/s Punah Chakran Pvt. Ltd. File No. 6497/Proposal No. SIA/UP/MIS/ 66542/2021

SEIAA noted the comments of SEAC-2 that the letter should be sent to Member Secretary UP Pollution Control Board to provide the gap analysis in the light of Office order



dated 01/04/2022 and also go through the complaint letter dated 07/05/2022 of Adv Himanshu Saxena, Office no 10, Sector 15, Naya Moradabad. Factual report is to be submitted in view of the above complaint.

11. Stone Mining at Arazi No.-703, Sl. No.- 41, Village- Bhagautidei, Tehsil-Chunar, District-Mirzapur. Shri Ajay Kumar Singh, Area – 1.01 ha., File NO. 6609/Proposal No. SIA/UP/MIN/68069/2021

SEIAA noted that SEAC has recommended to amend the issued TOR as below.

Details mentioned in TOR letter	Proposed amendment in TOR letter
Stone Mining at Gata No.-122, Khand No.-03, Village- Chitaiyan, Tehsil-Sadar, District-Mahoba., Shri Arun Kumar Dubey, Area– 1.012 ha	Stone Mining at Arazi No.-703, Sl. No. 41, Village- Bhagautidei, Tehsil-Chunar, District-Mirzapur. Shri Ajay Kumar Singh, Area – 1.01 ha.

SEIAA gone through file and documents and found that the application is made for 0.809 ha. Whereas in LOI and DSR it is mentioned as 1.01 ha. Hence, SEIAA opined that the area in online form should be corrected.

Assistant Nodal/Nodal Officer

SEIAA, UP

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



(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA

(Dr. Rajiv Kumar Garg)
Chairman
SEIAA