

# State Level Environment Impact Assessment Authority, Uttar Pradesh

## Directorate of Environment, U.P.

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### Minutes of the 796<sup>th</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 12-02-2024

The meeting of 796<sup>th</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 12.02.2024 the Directorate of Environment. The following were present in the meeting:-

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

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

### Agenda-A- Minutes of 824th SEAC-2 Meeting Dated 11/01/2024

1. "Building Stone (Khanda, Boulder, Bailast & Gitti) Mining" Project at Gata No.-310, Khand No.-06, at Village- Dagaria Rund, Tehsil -Sadar, District- Jhansi, Shri Anand Kumar Yadav, Area-1.385 ha., 8548/6393/SIA/UP/MIN/454127/2023.

SEIAA noted the comments of SEAC to defer the matter and the matter will be discussed only after submission of online request on prescribed portal.

2. "Building Stone Sand Stone" Project at Gata No.- 12 Mi, Village- Chaklathiya, Tehsil- Chunar, District- Mirzapur, Shri Devanshu Kumar, Area : 2.020 ha., 8550/SIA/UP/MIN/454149/2023.

SEIAA noted that SEAC has recommended to grant ToR to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.

3. "Building Stone, Khanda, Boulder, Ballast (Gitty) Mine" located at Araj No. - 967, Khand No.- 04 New Village Kabrai, Tehsil-Sadar, District Mahoba, Shri Pradeep Singh Raghuwanshi, M/s Yashdeep Trade Mart Pvt. Ltd., Area 2.834 Ha., 8552/6745/SIA/UP/MIN/454152/2023.

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.

4. "Building Stone Sand Stone" Project at Gata No.- 21/2, Village- Latifpur, Tehsil- Chunar, District- Mirzapur, M/s Winfa Bar & Restaurant, Rinku Singh, Area : 2.711 ha., 8554/SIA/UP/MIN/454168/2023.

SEIAA noted that SEAC has recommended to grant ToR to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.



5. "Building Stone (Granite Khanda, Boulder, Bailast (Gitti))" Project at Gata No.- 767, 735, Village- Daharra, Tehsil- Mahoba, Mahoba, Shri Surendra Singh, Area : 0.404 ha., 8556/7905/SIA/UP/MIN/454188/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.

6. Group Housing Project at Arazi No.- 538 MI, 542 MI, 547, 546, Mauja – Godhana, Pargana – Dhoos, Tehsil – P.D.D.U. Nagar (Mughalsarai), District – Chandauli, Shri Yogesh Kumar Garg, M/s Subh Sanket Traders Pvt. Ltd., 8558/SIA/UP/INFRA2/454140/2023.

SEIAA noted the comments of SEAC to defer the matter and the matter will be discussed only after submission of online request on prescribed portal.

7. Building Stone (Sandstone) Mine at Gata no.- 180/2, Village- Bhagauti Dei, Tehsil- Chunar, District- Mirzapur, Shri Amresh Singh, M/s Vasudev & Sons, Area- 0.809 Ha., 8560/SIA/UP/MIN/454317/2023.

SEIAA noted that SEAC has recommended to grant ToR to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.

8. "Building Stone (Khanda, Boulder, Bailast & Gitti ) Mining" Project at Gata No.-669, Khand No.- 31, at Village-Khailar, Tehsil-Sadar, District- Jhansi, Shri Sadhram Yadav, Area-2.023 ha., 8562/6425/SIA/UP/MIN/454328/2023.

SEIAA noted the comments of SEAC to defer the matter and the matter will be discussed only after submission of online request on prescribed portal.

9. Sand/Morrum Mine From Riverbed of Ken River Gata No.- Part of 337 (Khand No.- 03), Village- Kanwara, Tehsil- Banda, District- Banda, Shri Vivek Singh, M/s Ansh Project Service, Area- 24.00 Ha., 8564/SIA/UP/MIN/454466/2023.

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.

10. Expansion of Group Housing Project at Plot No. CP-GH-05B, Sector-Techzone-04, Greater Noida, Gautam Buddh Nagar, Shri Manoj Kumar Singh, M/s DSD Homes Pvt. Ltd., 8566/SIA/UP/INFRA2/454597/2023.

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.

11. "Building Stone (Granite Khanda, Boulder, Bailast (Gitti))" Project at Gata No.- 3017 (Khand No.- 01), Village- Kulpahar, Tehsil- Kulpahar, District- Mahoba, Shri Sanjay Kumar Sarraf, Area : 0.809 ha., 8568/7863/SIA/UP/MIN/454610/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.



12. Building Stone (Granite), Khanda, Boulder, Gitty, Ballast Mining Project at Arazi No.- 1199 Mi, Village: Digara, Tehsil: Sadar, District: Jhansi, Shri Gaurav Gupta, Area: 1.315 Ha., 8570/SIA/UP/MIN/455093/2023.

SEIAA noted that SEAC has recommended to grant ToR to the above project. In light of notice dated 15.01.2024 in O.A. No. 801 of 2023 SEIAA opined to defer the above till the matter of approval of DSR is resolved.

13. Sand Mining From Riverbed of Yamuna River Gata No.- 30/1 & 30/2, Village- Chak Basantpur, Tehsil- Sadar, District- Gautam Buddha Nagar, Shri Rishipal, Area- 63.132 Ha., 8572/SIA/UP/MIN/455180/2023.

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.

14. "Building Stone (Khanda, Boulder, Bailast & Gitti ) Mining" Project at Gata No.-669, KhandNo.-06, at Village- Khailar , Tehsil-Sadar, District- Jhansi, Shri Pramod Kumar Gupta, Area-2.0 ha., 8574/6385/SIA/UP/MIN/455372/2023.

SEIAA noted the comments of SEAC to defer the matter and the matter will be discussed only after submission of online request on prescribed portal.

15. Commercial Project at Plot No. C1-D2, Sector-133, Noida, District- Gautam Buddha Nagar, U.P., Shri Sanjeev Kumar Sharma, M/s Franklin Infratech Pvt. Ltd., File No. 8576/Proposal No. SIA/UP/INFRA2/454805/2023.

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 approved building plans within 1 month.
- 2- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
- 3- The project proponent shall ensure to plant broad leaf trees and their maintenance. The CPCB guidelines in this regard shall be followed.
- 4- 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 awareness for the same like water harvesting pits and carbon sequestration parks / designed ecosystems .At least one school in the vicinity of project area should be provided with rooftop solar plant, toilets 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.
- 5- The project proponent shall submit within the next 3 months the details of estimated construction waste generated during the construction period and its management plan.
- 6- The project proponent shall submit within the next 3 months the details of segregation plan of MSW.
- 7- The project proponent shall ensure that waste water is properly treated in STP and maximum amount should be reused for gardening flushing system and washing etc. For reuse of water for irrigation sprinkler and drip irrigation system shall be installed and maintained for proper function. Part of the treated sewage, if discharged to sewer

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- line, shall meet the prescribed standards for the discharge.
- 8- Under any circumstances untreated sewage shall not be discharged to municipal sewer line.
  - 9- The project proponent will ensure that proper dust control arrangements are made during construction and proper display board is installed at the site to inform the public the steps taken to control air pollution as per air act 1981 (as amended) and the Construction and Demolition Waste Management Rules, CAQM guidelines.
  - 10- A certificate from Forest Department shall be obtained that no forest land is involved 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 Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
  - 11- 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.
  - 12- Provision for charging of electric vehicles as per the guidelines of GoI /GoUP should be submitted within the next 3 months.
  - 13- PP should display EC granted to them on their website. 6-monthly compliance report should be displayed on their website and to be given every six month to residents / occupants of the building.
  - 14- 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.
  - 15- 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.
  - 16- 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.
  - 17- The project proponent shall install organic bio converter.
  - 18- 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.
  - 19- The provisions of the Battery Waste Management Rules, 2022 and Hazardous Waste Management Rules-2016 shall be followed.

#### **Agenda-B**

1. **Transfer of EC of Sand/Morrum Mining from Betwa Riverbed at Gata No.-747, Khand No-05, Vill.-Pathrehta, Tehsil-Kalpi, Jalaun, Shri Yogendra Pramani, Area-16.194 ha. File No. 6753/Proposal No. SIA/UP/MIN/261628/2022.**

EC in question was issued vide letter no. EC22B001UP110027 dated 04.01.2022 for an annual production of 3,23,880 cum. Now the request for transfer of EC is for a production of 1,61,940 cum for a period of 6 months. First the extraction quantity to be reduced from 3,23,880 cum to 1,61,940 cum and then the EC be transferred for a period of 6 months. After this transfer, original EC and transfer order both will become null and void.

SEIAA opined that Environmental Clearance will be transferred only after submission of an affidavit by project proponent and consultant that:-

- a) No legal case is pending in any Court of Law against the above area / EC proposed to be transferred.



- b) EC proposed to be transferred has not been cancelled by any Court of Law/MoEFCC/SEIAA/DEIAA.
- c) EC proposed to be transferred has not been declared invalid by any court of law on the date of consideration.
- d) Mine plan has been transferred in the favour of present project proponent.

Further, before issuing EC transfer letter, authorized signatory from SEIAA, UP will ensure that affidavit given by PP and consultant is correct and in case affidavit given by PP and consultant is found to be false, legal action should be initiated against them and transfer order should not be issued and in case it has been issued then it will become null and void.

SEIAA noted that the previous lease issued to Shri Yogendra Pramani, R/o 356/2, Civil Lines Thana- Nawabad, Tehsil Sadar Jhansi was cancelled vide DM, Jalaun order no. 163/Khanij-MMC dated 08.06.2023 and another LOI was issued to Shri Ram constructions Prop. Smt. Sudama Devi W/o Shri Tulsi Ram, R/o Kusmiliya, thana- Dacor, tehsil- Orai, District- Jalaun for a period of 6 months and 1,61,940 cum production capacity vide letter no. 478/Khanij-MMC-30(E-Tender 2023) dated 18.10.2023.

Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. EC22B001UP110027 dated 04.01.2022 from Shri Yogendra Pramani, R/o 356/2, Civil Lines Thana- Nawabad, Tehsil Sadar Jhansi to Shri Ram constructions Prop. Smt. Sudama Devi W/o Shri Tulsi Ram, R/o Kusmiliya, thana- Dacor, tehsil- Orai, District- Jalaun for 1,61,940 cum production capacity for six months. SEIAA added following conditions:-

1. Transfer of EC is granted for a period of 6 months from the date of issue or validity of current mine plan or current lease period whichever is earlier and after this the original EC and transfer order both 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 17,000 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. The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six

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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. 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.

Rest all the content of Environmental Clearance letter no. EC22B001UP110027 dated 04.01.2022 shall remain same.

Area mentioned in the previous EC is being transferred only. If there is a change in geo-coordinates of the area then EC will be null and void


2. मा० राष्ट्रीय हरित अधिकरण, नई दिल्ली द्वारा ओ०ए० सं०- 462/2023 राजा राम सिंह बनाम उत्तर प्रदेश राज्य व अन्य में परित आदेश दिनांक 07-11-2023 के अनुपालन के सम्बन्ध में।

SEIAA gone through the letter of GoUP, letter no. NGT-684/81-7-2023 dated 17.01.2024 regarding the above subject and order dated 07.11.2023 in this regard and noted that vide MoEFCC notification SO 1224(E) dated 28.03.2020 removal of sand deposits on agricultural field after floods, by farmers is exempted from requirement of Environmental Clearance.

**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

  
( Sanjeev Kumar Singh)  
Member-Secretary  
SEIAA

(Paras Nath)  
Member  
SEIAA