

Minutes of the 513th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 12.11.2021

The meeting of 513th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 12.11.2021 at the Directorate of Environment. The following were present in the meeting:-

1. Dr. Rajiv Kumar Garg	Chairman, SEIAA, U.P
2. Shri Paras Nath	Member, SEIAA, U.P
3. Shri Ajay Kumar Sharma	Member Secretary, SEIAA, U.P

Agenda-A: -Complaints/letters –

1. Transfer of EC of Proposed river bed Sand Mining from Yamuna River at Gata No. 10/25 & 10/26, Village-Kataliya, Tehsil-Chail, District- Kaushambi, U.P. (Leased Area-24.28 ha) Transfer EC 3980 dated 22-10-2021

SEIAA gone through the letter of Shri Ajay Chandak dated 21.09.2021 regarding transfer of Environmental Clearance to the above project issued vide letter no. 136/Parya/SEAC/3980/2017 date 30.01.2018 and gone through file, documents and letter no. 530/Khanan Sahayak ko dated 26.10.2021 of Director, Geology and Mining, U.P. SEIAA noted that the Environmental Clearance was issued to Shri Abdul Samad S/o Shri Abdul Quyyum, 151/165, Village Pura Manohardas, Akbarpur, GTV Nagar, Allahabad and the previous lease issued to Shri Abdul Samad was cancelled vide DM, Kaushambi order no. 113/Khanan Sahayak Ko dated 25.03.2019 and another LOI was issued to Shri M/s Ras Indica Pvt. Ltd. Shri Ajay Chandak S/o Shri Madanlal Chandak, Block BHN 38, Amohga Marg, Hanuman Nagar, Jaipur vide letter no. 513/KhanijKau dated 08.10.2021 for a period of 6 months and 1,80,000 m³ capacity. Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 136/Parya/SEAC/3980/2017 date 30.01.2018 from Shri Abdul Samad S/o Shri Abdul Quyyum, 151/165, Village Pura Manohardas, Akbarpur, GTV Nagar, Allahabad to M/s Ras Indica Pvt. Ltd. Shri Ajay Chandak S/o Shri Madanlal Chandak, Block BHN 38, Amohga Marg, Hanuman Nagar, Jaipur for six months and 1,80,000 m³ capacity, with the condition that the EC will not be transferred further and after 6 months the EC will be null and void. Rest all the content of Environmental Clearance letter no. 136/Parya/SEAC/3980/2017 date 30.01.2018 shall remain same.

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2. Transfer of EC of River Bed Sand Mining in River Tons, at Zone No./ Gata No./ Khand No.- 08, Area- 8.0 ha(19.76 Acres) at Village-Kachara, Mishrpur, Nagarwar, Tehsil- Bara, District- Allahabad, U.P., M/s S.S Brothers &Company, Lease Area- 8.0 ha Transfer letter dated 20-10-2021 File no- 4077

SEIAA gone through the letter of Shri Jawed Ali dated 18.09.2021 regarding transfer of Environmental Clearance to the above project issued vide letter no. 274/Parya/SEAC/ 4077 /2018 date 31.03.2018 and gone through file, documents and letter no. 3843/Khanij/2021-22 dated 26.10.2021 of Director, Geology and Mining, U.P. SEIAA noted that the Environmental Clearance was issued to Shri Anand Kumar M/s S.S. Brothers and Company, 107 A, Mori, Daraganj, Allahabad and the previous lease issued to Shri Anand Kumar was cancelled vide DM, Allahabad order no. 808/Khanij/E Nilam Balu/2020-21 dated 31.07.2020 and another LOI was issued to M/s Aman Brick Field, Shri Jawed Ali S/o Shri Sabir Ali, Subhash Nagar, Saini, Sirathu, Kaushambi vide letter no. 3399/Khanij/2020-21 dated 08.10.2021. Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 274/Parya/SEAC/4077/2018 date 31.03.2018 from Shri Anand Kumar M/s S.S. Brothers and Company, 107 A, Mori, Daraganj, Allahabad to M/s Aman Brick Field, Shri Jawed Ali S/o Shri Sabir Ali, Subhash Nagar, Saini, Sirathu, Kaushambi for one year only. Rest all the content of Environmental Clearance letter no. 274/Parya/SEAC/ 4077/2018 date 31.03.2018 shall remain same. SEIAA also added following specific condition:-

1. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
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. Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted within one year. In the absence of replenishment study keeping in mind various orders issued by Hon'ble NGT and development works in the State EC is accorded for a period of one year.
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 8,000 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.







Agenda-B: -Replies-

1. Group Housing Project Zodica-II at Plot No.-2B/GH-8, Vrindavan Yojana, No.-2, Phase-II, District-Lucknow, U.P. Shri Manoj Aggarwal. File No. 5320/Proposal No. SIA/UP/MIS/131754/2019

A mail was received by Chairman SEIAA on 30.10.2021 regarding above project. The project proponent has informed that the EC is pending since February 2020. SEIAA noted that the above project was taken in its meeting dated 05.02.2021 in which SEIAA opined that revised proposal for green area of minimum 15% shall be submitted by the project proponent. The project proponent has submitted his reply vide letter dated 02.08.2021. After reviewing the reply, SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC. In addition to the conditions imposed by SEAC the SEIAA added following additional specific conditions:-

- 1- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
- 2- The project proponent shall ensure to plant broad leaf trees and their maintenance. The CPCB guidelines in this regard shall be followed.
- 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. CER activities must not be less 2% of the project cost. The CER activities should be related to mitigation of Environmental Pollution and awareness for the same.
- 4- 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.
- 5- The project proponent shall submit within the next 3 months the details of segregation plan of MSW.
- 6- 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 line, shall meet the prescribed standards for the discharge.
- 7- Under any circumstances untreated sewage shall not be discharged to municipal sewer line.
- 8- 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 the Construction and Demolition Waste Management Rules.
- 9- The project proponent shall install micro solar power plants, toilets in nearby villages, public place or school from CER fund of the project for which E.C is granted in addition to and water harvesting pits and carbon sequestration parks / designed ecosystems.
- 10- A certificate from Forest Department shall be obtained that no forest land is

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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 Forest (conservation) Act, 1980 and submit before the start of work.

- 11- 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.
- 12- 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.

2. Common Biomedical Waste Treatment Facility at Khasra No.- 49, at Village- Kapasi, Post-Imiliya, Tehsil- Oral, District- Jalaun, U.P., M/s Maa Sharda B.M.W. Management Pvt. Ltd., File No. 6297 Proposal No. SIA/UP/MIS/ 62681/2021

SEIAA noted that the above project was taken in SEAC meeting dated 23.07.2021 in which SEAC has recommended to issue TOR to the above project. SEIAA gone through file and documents and opined that report from UPPCB shall be sought regarding establishment of CBWTF in the radius of 75 km as per CPCB guidelines.

3. Establishment of 75 KLD Capacity Common Effluent Treatment Plant (CETP) by Industrial Area Lakhanpur Small Electro Plating Association, Agra at Khasra No. 151/1, 151/2, Industrial Area Lakhanpur, Village-Lakhanpur, Tehsil-Agra, District-Agra, U.P. File No. 4363/Proposal No. SIA/UP/MIS/27717/2017

SEIAA noted that the above project was taken in its meeting dated 08.01.2020, in which SEIAA noted that Hon'ble Supreme Court has passed an order dated 06/12/2019 and hence SEIAA opined that concurrence with Central Empowerment Committee and opinion of NEERI shall be taken by the project proponent. The project proponent has submitted his reply vide letter dated 26.03.2021 along with Director, NEERI letter no. D/9/2020 dated 31.12.2020 regarding concurrence of NEERI for various projects/activities in TTZ area-clarification, which states that "thus it is clear from para 8 and 9 of the Hon'ble Supreme Court that concurrence of NEERI is required only in case of industries" and "only the industrial projects having high air pollution potential may be referred to NEERI for concurrence". Hence SEIAA agreed to grant EC to the above project as recommended by SEAC in its meeting dated 19.12.2018.

4. Expansion of Cement Production Capacity from 1.0 MTPA to 1.25 MTPA of Existing stand-alone clinker Grinding Unit at Plot No.- 19 & 20, UPSIDC Industrial Area, Sikandrabad, Bulandshahar., Shri K.V. Reddy, M/s Ultra Tech Cement Ltd. File No. 5928/Proposal No. SIA/UP/MIN/176615/2020

SEIAA noted that the above project was taken in its meeting dated 04.10.2021, in which SEIAA observed that Project Proponent has not submitted reply to all the queries raised by SEIAA. Project Proponent should immediately submit reply to earlier letter sent to them. The project proponent has submitted his reply vide letter no. UTCL/ENV/MUM/2021/187

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dated 29.10.2021. After reviewing the reply, SEIAA opined that latest action taken report on non-compliance of existing EC conditions as identified by IRO, MoEF&CC, Lucknow should be submitted. As the project has never gone for public hearing, public hearing should be conducted as per EIA notification 2006 (as amended) as desired by earlier SEIAA in their meeting dated 10.03.2021.

Agenda-C: Minutes of 574th SEAC-1 Meeting Dated 23/09/2021

1. **Stone Mining at Gata No.-1097, Khand No.- 10, at Village-Utiya, Tehsil- Sadar, Mahoba., Shri Devendra Kumar Gupta, Area-0.809 ha. File No. 6023//Proposal No. SIA/UP/MIN/58955/2020**

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

2. **Stone Mining at Araj No.-01, at Village-Ahraura, Tehsil- Chunar, District-Mirzapur, U.P. Smt. Ruchi Singh, Leased Area -1.01 ha. File No. 6414/5772/Proposal No. SIA/UP/MIN/225073/2021**

SEIAA took cognizance of SEAC observation that there is discrepancy in geo-coordinates in ToR's granted and approved lease map. Hence the project proponent/consultant is advised to ascertain the correction in geo-coordinates from DGM.

3. **Stone Mining at Gata No.-935, Khand No.-01, at Makarbai, Tehsil & District-Mahoba, U.P. Smt. Poonam Bharadwaj, Area -3.643 ha. File No. 6522/6165/Proposal No. SIA/UP/MIN/66807/2021**

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

4. **Stone Mining at Gata No.-1097, Khand No.- 05, at Village- Utiyan, Tehsil-Mahoba, District -Mahoba, Shri Manish Saxena., area-0.809 ha. File No. 6524/6003/Proposal No. SIA/UP/MIN/ 66727/2020**

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

5. **Stone Mining at Araj No.-98, Khand No.- 07, Village-Parvezabad, Tehsil- Bara, Prayagraj, Shri Rohit Vershney, area-8.094 ha. File No. 6018/Proposal No. SIA/UP/MIN/58921/2020**

SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. This EC is co-terminus with validity of current mine plan or current lease period whichever is earlier.

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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. 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.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. 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.
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 Horticulture Department, for planting at least 9,000 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. Stone Mining at Gata No.- 989, Khand No.-06, Village- Makarbai, Tehsil & District- Mahoba., Shri Dinesh Kumar Mishra., Area -1.619 ha. File No. 6529/6162/Proposal No. SIA/UP/MIN/ 67075/2021

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

7. Sand/Morrum Mining from Dhasan River Bed at Khand No.-05, Village-Tolakhangan, Tehsil- Rath, Hamirpur., Shri Sagar Parecha, Area: 13 ha. File No. 6532/5767/Proposal No. SIA/UP/MIN/ 67139/2020

SEIAA took cognizance of SEAC observation that the project proponent/consultant did not appear and hence the committee discussed and deliberated that project file should be closed and be opened only after request from the project proponent. SEIAA further opined that project be delisted and a reference be sent to DM, Hamirpur that no mining should take place without valid EC.

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8. Stone Mining at Gata No.- 989, Khand No.-08, Village- Makarbai, Tehsil & District- Mahoba, U.P. Smt. Malti Mishra , Area -1.619 ha. File No. 6533/6163/Proposal No. SIA/UP/MIN/ 66961/2021

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

9. Stone Mining at Gata No.- 989, Khand No.-20, Village- Makarbai, District-Mahoba, U.P. Shri Mohammad Mateen Khan, Area -0.809 ha. File No. 6534/6172/Proposal No. SIA/UP/MIN/ 67047/2021

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Mahoba that no mining should take place without valid EC.

10. Granite (Khand, Gitti & Boulders & Pahadi Red Morrum)" at Gata No.- 2131/08, Village- Raulikalyanpur, Tehsil- Karwi, Chitrakoot, U.P. Shri Rahul Yadav, Area-4.0481 ha). File No. 6544/5676/Proposal No. SIA/UP/MIN/ 67307/2020

SEIAA took cognizance of SEAC observation that the case was deferred on the request of project proponent/consultant. SEIAA further opined that project be delisted and a reference be sent to DM, Chitrakoot that no mining should take place without valid EC.

11. Sand Mining at Gata No.-03mi, Khand No.-03, Village- Gogaon, Tehsil-Sadar, District- Mirzapur., Shri Prashant Maurya, Area: 5.0 ha File No. 6308 Proposal No. SIA/ UP/MIN/ 63505/2021

SEIAA agreed with the recommendation of the SEAC to issue the additional ToRs 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- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 5- KML file for the area and mining lease area should be provided.
- 6- 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.
- 7- 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

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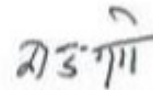
- associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 8- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
 - 9- 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.
 - 10- 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.
 - 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
 - 12- Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted.
 - 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 5,000 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.



(Ajay Kumar Sharma)
Member-Secretary
SEIAA



(Paras Nath)
Member
SEIAA



(Dr. Rajiv Kumar Garg)
Chairman
SEIAA