

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 489th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 08.09.2021

The meeting of 489th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 08.09.2021 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

General discussion:-

SEIAA gone through the letter of Director, Geology and Mining Department, UP letter no. 434/M28/2012(Parya SWA)2019 TC dated 27.08.2021 and Secretary, Geology and Mining Department, UP letter no. 736/86-2020-14(SA)/2020TC dated 12/05/2020 regarding priority of ToR for mining projects of sand/morrum, building stone etc. Hence SEIAA opined to give preference to mining projects.

Agenda-A: -Complaints/letters –

1. **Regarding Not approve the appraisal of SEAC-1 for the Group Housing Project for 'Excella Kutumb' situated at village- bakkas, Tehsil- Mohanlalganj District-Lucknow, U.P. file no. – 6210.**

SEIAA gone through the legal notice dated 06.09.2021 of Shri Arvind Kumar Rai, regarding the above subject and opined that the notice shall be referred to SEAC-1 for necessary action.

2. **Regarding illegal issuance of CTO for project M/s Smt. Shakuntla Educational and welfare Society (Galgotia University).**

SEIAA gone through the legal notice dated 31.08.2021 of Shri Arvind Kumar Rai, regarding the above subject and addressed to RO UPPCB, Greater Noida and opined that the notice shall be referred to UPPCB for necessary action.

Agenda-B: -Replies- Nil



Agenda-C: -(A) Minutes of 555th SEAC-1 Meeting Dated 05/08/2021

1. **Stone (Khanda, Gitti, Boulder) Mining at Gata No.669, Khand No.- 03, at Village-Khailar, Tehsil-Sadar, Jhansi. Area-2.023 ha. File No. 6205/Proposal No. SIA/UP/MIN/198739/2021**

SEIAA agreed with the recommendations of the SEAC to close the file as the project proponent has made an online request to withdraw the case and open only after submission of online request on prescribed online portal.

2. **Stone (Khanda, Gitti, Boulders & Red Morrum(Building Stone) Mining at Gata No.- 387, Khand No. 02, Village-Tooka, Tehsil-Rath, Hamirpur, Area-2.63 ha File No. 6231 Proposal No. SIA/UP/MIN/61243/2021**

SEIAA noted that SEAC has recommended to issue ToR to the above project. SEIAA gone through file and documents and found that multiple leases with same Gata No.- 387 are present in DSR with different areas (but not of Area-2.63 ha). Hence SEIAA opined to refer back the project to SEAC for review/comments.

3. **Sand/Morrum Mining from Ken River Bed at Gata No.-455, Village-KhapatihaKalan, Tehsil- Pailani, Banda.,M/s Om Prakash Ram Aoutar, Area 23.00 Ha File No. 5658 Proposal No.SIA/UP/MIN/53067/2020**

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

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 and if forest land is involved the project proponent shall obtain the forest clearance and permission of Central and State Government as per law under 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 23,000 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.
4. (5) Stone(Khanda, Boulder, Ballast&Gitti) at Arazi No.953, Khand No.03, Village-Daharra, Tehsil-Sadar, Mahoba., M/s Amar Singh &Maan Singh., Area-0.809 ha., File No. 6332 Proposal No. SIA/UP/MIN/ 63263/2021
- The 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 khand 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 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, 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.
- 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 12- 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 800 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.

5. (6) Stone (Khanda, Boulder, Bailast & Gitti) at Gata No.-515, Khand No.-09, at Village-Sirvo, Tehsil-Garautha, Jhansi., Shri Mahesh Kumar Gupta., Area-1.618 ha., File No. 6333 Proposal No. SIA/UP/MIN/ 63293/2021

The 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 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 -
 - (iii) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (iv) 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- 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 1,600 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. (7) Stone (Khanda, Boulder, Bailast&Gitti) Mine at Gata No.-1076, Khand No.- 03, at Village- Makarbai, Tehsil-Sadar, Mahoba., Area-2.894 ha. File No. 6098 Proposal No. SIA/UP/MIN/190759/2020

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 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. 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 the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
2. 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.

3. 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.
 4. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
 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 2,800 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. **(8) Stone (Sand Stone) Mine at Khasara No.-346 at Village- Ummaniya, Tehsil- Rath, Hamirpur, U.P., Area -0.506 ha File No. 6200 Proposal No.SIA/UP/MIN/198495/2021**
SEIAA agreed with the recommendations of the SEAC to defer the matter as matter as per the request made by the project proponent. Hence it will be taken after submission of online request on prescribed portal.
8. **(9) Sand Stone, (Khanda, Gitti Boulder) at Khasra No.-1144, 463, Khand No.-M/G/1, Vill.-Mamoli/Gadewara, Tehsil Meja, Prayagraj, Area 4.86 ha File No. 6236 Proposal No.SIA/UP/MIN/61695/2021**
SEIAA agreed with the recommendations of the SEAC to defer the matter as matter as per the request made by the project proponent. Hence it will be taken after submission of online request on prescribed portal.
9. **(10) Sand Mining at Gata No.-453, Khand No.- 02, Village-Laiburwa, Tehsil- Tulsipur, Balrampur, U.P. Shri Nitesh Kumar Singh, M/s Amethiya Construction, Area-4.85 Ha) File No. 6335 Proposal No. SIA/UP/MIN/63777/2021**
SEIAA noted that SEAC has recommended to issue standard ToR to the above project. SEIAA opined to add the following additional 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 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 -
 - (v) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (vi) 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, 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.
 - 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 4,800 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..



**10. (11) Stone (Sand Stone) Mining at Gata No.-764, at Village-SemriMangardaha, Tehsil-Lalganj, Mirzapur., Shri Dilip Singh Suryavanshi, M/s DilipBuildcon Ltd., Area-2.504 ha
File No.6129 Proposal No. SIA/UP/MIN/ 193047/2021**

SEIAA noted that SEAC has recommended to correct the name of the project proponent as M/s Dilip Buildcon Ltd. along with general and specific conditions earlier stipulated in the 533rd SEAC meeting dated 16/03/2021. SEIAA agreed with the recommendation of SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC 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. 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 the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
2. 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.
3. 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.
4. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
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 2,500 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.

With the permission of the Chairman:-

- 1- **Establishment of New B-heavy Molasses/Sugar Syrup or C-heavy Molasses based distillery having capacity: 100 KLD along with 2.5 MW Co-gen power at Khasra No.- 1237, 1244, 1238, 1240, 1241, 1243 at Village- Agwanpur , Tehsil & District- Moradabad, U.P, M/s Dewan Sugar Ltd. File No. 6348/Proposal No. SIA/UP/IND2/63004/2021**

SEIAA noted that the above project was taken in its meeting dated 05.08.2021. SEIAA reviewed the case and replaced specific Terms of Reference no. 3, 5, 7 and 14 as:-

1. (3) Details of raw materials such as molasses/grains according to its product and their source with availability.
2. (5) Surface and Ground water quality around proposed spent wash storage lagoon, and compost yard. Storage of spent wash as per CPCB guidelines.
3. (7) Proposed effluent treatment system for molasses/grain/sugar syrup based distillery (spent wash, spent lees, condensate and utilities) as well as domestic sewage and scheme for achieving zero effluent discharge (ZLD)
4. (14) Arrangements for installation of continuous online monitoring system (24x7 monitoring device) for emissions and


Deleted specific ToR no. 12

- 2- **Establishment of New Distillery Unit (Grain Based) (RS/ENA/ETHANOL) & Power : 2.0 MW at Village- Khiwai, Block: Sarurpur, Tehsil-Sardhana, District-Meerut, U.P., M/s RCP Distilleries (India) Pvt. Ltd. File No. 6387/Proposal No. SIA/UP/IND2/64086/2021**

SEIAA noted that the above project was taken in its meeting dated 05.08.2021. SEIAA reviewed the case and replaced specific Terms of Reference no. 3, 5, 7 and 14 as:-

1. (3) Details of raw materials such as grains according to its product and their source with availability.
2. (5) Surface and Ground water quality around proposed spent wash storage lagoon, and compost yard. Storage of spent wash as per CPCB guidelines.
3. (7) Proposed effluent treatment system for grain/sugar syrup based distillery (spent wash, spent lees, condensate and utilities) as well as domestic sewage and scheme for achieving zero effluent discharge (ZLD)
4. (14) Arrangements for installation of continuous online monitoring system (24x7 monitoring device) for emissions and

Deleted specific ToR no. 12


(Shri Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Shri Paras Nath)
Member
SEIAA

(Dr. Rajiv Kumar Garg)
Chairman
SEIAA