

Minutes of the 376th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 18/06/2020

The meeting of 376th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on 18/06/2020 at the Directorate of Environment. The following were present in the meeting:-

1. Prof. Rana Pratap Singh
2. Dr. (Smt.) Madhu Bhardwaj
3. Sri Ashish Tiwari

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


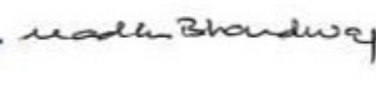

Agenda-A: -Complaints/letters -NIL

Agenda-B:-Replies-

1. Ordinary Earth Excavation from Khasra/Gata No.- 1332, at Village- Sudesha Bahadur, District-Unnao., Shri Kamlesh Chaurasiya, (Leased Area: 0.481 Ha). File No. 5125/Proposal No. SIA/UP/MIN/10049/2019

SEIAA noted that the above project was taken in its meeting dated 05.02.2020 in which SEIAA found that latitude and longitude given in application and mining plan are different. Hence SEIAA opined that the project proponent shall clarify the above along with relevant supporting/amended documents. The project proponent has submitted his reply vide letter dated 09.06.2020. After reviewing the reply SEIAA agreed with the recommendation of SEAC dated 20.12.2019 to grant EC to the above project along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

1. 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.


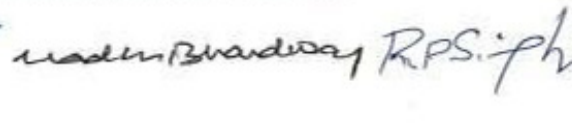
  

2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area 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.

2. Building Stone, Khanda, Gitti & Boulder at Araji No.-384 Mi, Sr. No.-11 at Village- Kubakalan, Tehsil- Chunar, District- Mirzapur, U.P., M/s Pan Zurex LLP, Leased Area -0.809 ha File No. 4780/Proposal No. SIA/UP/MIN/35315/2019

SEIAA noted that the above project was taken in its meeting dated 14-10-2019 in which. SEIAA noted that the project proponent has submitted only the map signed by the competent authority through letter dated 23/09/2019 but has not submitted correction letter regarding correct lease address and hence SEIAA opined that project proponent shall submit the complete information. The project proponent has submitted his reply vide letter dated 25.02.2020 along with DSR amendment vide letter no. 3696 dated 22.02.2020. After reviewing the reply SEIAA agreed with the recommendation of the SEAC dated 10.06.2019 to grant 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. 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.
2. 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 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. Since the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
5. All the additional condition for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Gol. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.

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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.
3. **Building Stone, Khanda, Gitti & Boulder at Araj No.-384 Mi, Sr.No. 10 at Village-Kubakalan, Tehsil- Chunar, District- Mirzapur, U.P., M/s Pan Zurex LLP, Leased Area -0.809 ha File No. 4777/Proposal No. SIA/UP/MIN/35258/2019**

SEIAA noted that the above project was taken in its meeting dated 14-10-2019 in which. SEIAA noted that the project proponent has submitted only the map signed by the competent authority through letter dated 23/09/2019 but has not submitted correction letter regarding correct lease address and hence SEIAA opined that project proponent shall submit the complete information. The project proponent has submitted his reply vide letter dated 25.02.2020 along with DSR amendment vide letter no. 3696 dated 22.02.2020. After reviewing the reply SEIAA agreed with the recommendation of the SEAC dated 10.06.2019 to grant 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. 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.
2. 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 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. Since the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
5. All the additional condition for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Gol. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
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.

Agenda-C:- Minutes of 467th SEAC Meeting Dated 04/06/2020

1. Residential Colony "R.S. City"-II at Jhansi-Gwalior Highway, Village- Ambabai, District- Jhansi, U.P. Shri Chandra Shekhar Agrawal. File No. 5133/Proposal No. SIA/UP/MIS/119639/2019

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

2. Manufacturing of ICT components and modules for mobile phones & table "Electronic Industries" at Plot No.-A-3, Ecotech-VI, Greater Noida, Gautam Buddha Nagar, U.P., M/s KHVA TEC India Pvt. Ltd. File No. 5482/Proposal No. SIA/UP/MIS/132294/2020

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

3. "Integrated Township" at Gata No.- 731,732,729,737, 739, 568, Village Mangupura & Mehlakpur Mafi- District-Moradabad, U.P., M/s Chadha Infratech Pvt. Ltd. File No. 5610/4904/Proposal No. SIA/UP/MIS/50786/2019

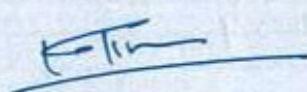
SEIAA noted that SEAC has recommended to grant Environment Clearance to the above project. SEIAA gone through file and documents and found that the project is located in ground water deficit area and source of water supply is mentioned as ground water. In the project details total waste water generated is not mentioned along with intermediate and final discharge of effluent. In the project details area under green/open area has been mentioned as 15.01%, which is inadequate. A minimum of 15% area shall be available for the green belt development only. Hence SEIAA opined that the project proponent shall submit all the above information along with permission of CGWA or proposal for alternative source of fresh water.

4. Revision and Expansion of Group Housing Project "Devika Gold Homz" at Plot No.- GH-06C, Sector-01, Greater Noida(West), U.P., M/s Devika Gold Homz Pvt. Ltd. File No. 5617/5046/Proposal No. SIA/UP/MIS/52465/2019

SEIAA noted that SEAC has deferred the matter because SEAC found that terms of reference for the above proposal are not issued by SEIAA, U.P. till date. SEIAA noted that ToR to the above project was granted in its meeting dated 27.05.2020. Hence SEIAA referred back the project to SEAC for necessary action.

5. Group Housing Project "Vrinda City at Plot No. GH-2, Sector- PHI-04, Greater Noida, District-Gautam Buddha Nagar, U.P. M/S Central and State Employees Sahakari Awas Samiti Limited. File No. 5634/4351/Proposal No. SIA/UP/MIS/140192/2020

SEIAA noted that SEAC has recommended to grant EC to the above project, however noted that no comments have been made by SEAC regarding the litigation pending in the Honb'le Court(s). SEIAA also gone through file and documents and found that number of

cases is being pending before the various Honb'le Court(s), viz. case number 90/12 in District Court Gautam Budhha Nagar, TA 185 in DRT-1 Delhi, SA-239 in DRT-Lucknow 136/2013 in Co-operative Tribunal, Lucknow, 3248/2015 in District Court Bulandshahar and assessment against Mr. Shrivastva has been initiated by income tax department and matter is also under review of Enforcement Directorate. SEIAA also observed that the total estimated population is of 1925 persons and current population residing in the project is of 907 persons; whether it is an expansion case, whether any prior environment clearance has been accorded and environment facilities has been prescribed. STP details for the residing population should be clarified, whether any Honb'le Court has justified the legal entity of the project proponent that could be identified. Hence SEIAA referred back the project to SEAC for necessary action.

6. Proposed Leather Industry at Plot No.- 1154 & 1402, LIDA, Banthar, District- Unnao,U.P., M/s Everest Exports. File No. 5292/Proposal No. SIA/UP/IND/ 47201/2019

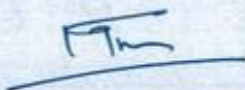
The SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR;-

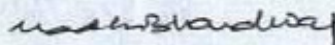
- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
- 3- MOU signed between the project proponent and the consultant should be submitted.
- 4- 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 along with EIA.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- Proposal using state of art/ latest technology for the treatment of process waste water to achieve ZLD and for the treatment of salt bearing effluent along with the details of reuse/disposal of the recovered salt shall be submitted in EIA.

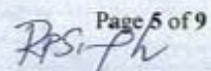
7. M/s Avadh Sugar & Energy Ltd., New India Sugar Mills, Hata (Hata Sugar) has proposed expansion/ modernization of existing Sugar Unit: Sugar Plant from 7000 TCD to 9000 TCD, at Village- Dhandha Bujurg, Post- Sukrauli, Tehsil- Hata, District-Kushinagar, U.P., M/s Avadh Sugar & Energy Ltd. File No. 5564/Proposal No. SIA/UP/IND2/51814/2020

The SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s 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- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.





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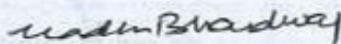
- 3- MOU signed between the project proponent and the consultant should be submitted.
- 4- The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit along with EIA.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- Copy of valid consent to operate under Water (Act) 1974 (as amended) and Air Act, 1981 (as amended) and a copy of authorization under Hazardous and other Waste Management and Trans-boundary Movement (M & TM) Rule 2016 issued by Uttar Pradesh Pollution Control Board shall be submitted.

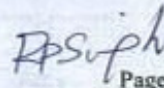
8. Expansion/Modernization of Distillery Plant From 45 KLD TO 65.3 KLD, Power Plant from 1.4 MW TO 2 MW at Khasra No.-634, 634 M, 633, 631, 627, 626, 624 partly, 622 M partly, Village-Rohana Kalan Has Mill, Block Charthawal, Tehsil & District- Muzaffarnagar, U.P. M/s Indian Potash Ltd. File No. 5646/Proposal No. SIA/UP/IND2/52833/2020

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

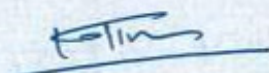
- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
 - 2- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
 - 3- MOU signed between the project proponent and the consultant should be submitted.
 - 4- 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 along with EIA.
 - 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
 - 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 - 7- The project proponent shall ensure that waste water is properly treated in STP and reused. As proposed treated waste water should be completely recycled/reused and ZLD should be achieved as proposed. No treated waste water shall be discharged to any drain/sewer line etc.
9. Establishment of 120 KLD (Ethanol Plant) molasses based distillery along with 4 MW of Co-generation of Power at Village-Sujanpur, Ranet Chouraha Tehsil-Bisauli, District-Badaun, U.P., M/s Yadu Sugar Ltd. File No. 5657/Proposal No. SIA/UP/IND2/152128/2020
- The SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s 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.

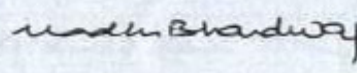


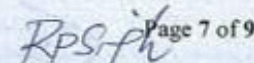




- 2- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
 - 3- MOU signed between the project proponent and the consultant should be submitted.
 - 4- The project 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 along with EIA.
 - 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
 - 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
10. **Manufacturing of ICT components and modules for mobile phones & tablet "Electronic Industries" at Plot No.-A-3, Ecotech-VI, Greater Noida, Gautam Buddha Nagar., M/s KHVA TEC India Pvt. Ltd. File No. 5508/Proposal No.SIA/UP/NCP/ 50970/2020**
- SEIAA agreed with the recommendation of the SEAC to close the file as the project proponent informed that due to some reason they have withdrawn the above application for the TOR.
11. **Group Housing Project "Bogainvillae Gardens" at Sector,-150, Noida, District- Gautam Buddha Nagar, M/s Allure Developers Pvt. Ltd. File No. 5601/Proposal No. SIA/UP/NCP/52298/2020**
- The SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s 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- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
 - 3- MOU signed between the project proponent and the consultant should be submitted.
 - 4- 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 along with EIA.
 - 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 - 6- Since the proposed project is under Red/Orange category of Industrial sector and falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.





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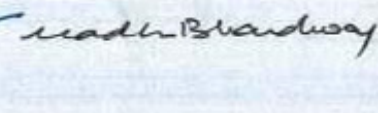
- 7- All the additional condition for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Gol dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.

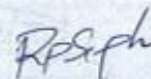
12. Expansion of APIS and Bulk Drugs Manufacturing Unit from 28.70 TPA to 324 TPA at 8th km. Jansath road, District- Muzaffarnagar, U.P., M/s Rati Pushp Intermediates Pvt. Ltd. File No. 5667/Proposal No. SIA/UP/MIS/154274/2020

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through the file and documents and found that certified compliance report for the earlier environmental clearance has not been submitted by the project proponent for which the recommendation of SEAC has been made that: "certified compliance report for the earlier environmental clearance should be submitted within 03 months. In case of failure, the environmental clearance shall automatically deemed to be cancelled."

SEIAA in view of the Corona Virus Disease (Covid-19) and MoEF&CC Gol letter no. F.No. 19-21/2020-IA.III (Part) dated 11.03.2020 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- Project proponent should submit the certified compliance report within 03 months with effective date of issuance of Environment Clearance letter. In case the project proponent fails to submit the same the EC shall automatically deemed to be cancelled.
- 2- 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.
- 3- Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
- 4- Since the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
- 5- All the additional condition for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Gol. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
- 6- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
- 7- The project proponent shall ensure to plant broad leave trees and their maintenance. The CPCB guidelines in this regard shall be followed.
- 8- 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

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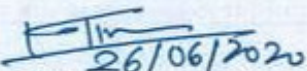
related to mitigation of Environmental Pollution and awareness for the same.

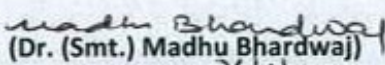
- 9- The project proponent shall install micro solar power plants, toilets in nearby villages, public place or school from CER fund of the project for which E.C is granted in addition to and water harvesting pits and carbon sequestration parks / designed ecosystems.
- 10- The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
- 11- ZLD shall be ensured, in any circumstances effluent of any type shall not be discharged and find its way outside the factory premises. STP of adequate capacity shall be installed for the treatment of the domestic domestic waste water.
- 12- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.

13. Proposed for 60 KLPD Grain or Molasses based Distillery along with 2.5 MW co-gen power plant at Khasra No.- 201, 202, 205, 206, Village-Daulatpur, Post- Aurangabad, Tehsil-Mitauli, District- Kheri, U.P., M/s Goyla Distillery LLP. File No. 5511/Proposal No. SIA/UP/IND2/50828/2020

The SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s 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- Copy of all the analysis reports signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
- 3- MOU signed between the project proponent and the consultant should be submitted.
- 4- 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 along with EIA.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).


(Shri Ashish Tiwari, IFS)
Member-Secretary
SEIAA


(Dr. (Smt.) Madhu Bhardwaj)
Member
SEIAA


(Prof. Rana Pratap Singh)
Chairman
SEIAA