

Minutes of the 791th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 16-01-2024

The meeting of 791th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 16.01.2024 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 815th SEAC 2 Meeting Dated 13/12/2023

1. Sand/Morrum Mining project at Gata No. 2/2 and 3 Village- Tarsuma, Tehsil- Attara, District: Banda, Shri Aatif Iqbal, Area: 3.11 Ha., 8448/SIA/UP/MIN/451323/2023

SEIAA noted that SEAC has recommended to grant EC. 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.

2. "Building Stone (Granite Khanda, Boulder, Ballast)" Mining Project at Araj No.- 93 (Khand No. 17) of Village: Bari, Tehsil: Sadar, District: Mahoba, Shri Virendra Singh, Area: 1.012 Ha., 8450/7874/SIA/UP/MIN/451406/2023.

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.

3. Building stone Sand Stone Mine at Gata No.- 703, Sl. No.- 23, Village- Bhagautidei, Tehsil- Chunar, District- Mirzapur, Smt Radhika Devi, Area- 1.01 Ha., 8454/SIA/UP/MIN/451483/2023.

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.

4. "Building Stone (Granite Khanda, Boulder, Ballast)" Araj No. -93 (Khand No. 24), Village: Bari, Tehsil: Sadar, District: Mahoba, Smt. Suvasha Singh, Area: 1.012 Ha., 8456/7886/SIA/UP/MIN/451551/2023.

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.

5. Group Housing Project at Plot No. GH- 02, Sector- 45, District - Noida, District-Gautam Buddha Nagar, Shri Mansoor Azam, M/s Experion Developers Pvt. Ltd., 8458/SIA/UP/INFRA2/451470/2023.

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

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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 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.

6. "Sand/ Bajri/ Boulder (RBM) Excavation Project" at Gata No. – 1, Village – Mahmoodpur Nagli Aehatmal, Tehsil – Behat& District - Saharanpur, Shri Mohd Azhar Javed, Area- 15.70 Ha., 8460/SIA/UP/MIN/451658/2023.

SEIAA noted that SEAC has commented that the committee discussed the matter and gone through the Hon'ble NGT order dated 08/11/2023 passed in O.A. No. 188/2023 Gaurav Kumar Vs. State of U.P. & Ors. SEAC has recommended to issue the standard terms of reference for the preparation of EIA as annexed at annexure-3 to the minutes, with the remarks that the EC shall be processed after compliance of Hon'ble NGT order dated 08/11/2023. SEIAA opined to refer back the project to SEAC for appraisal and recommendation of DSR strictly as per MoEFCC letter no. F. No. L-11011/13/2021-IA-II (M) dated 04.12.2023.

7. "Ordinary Earth Mine" at Gata No.- 691, Village- Meenapur Fagauli, Tehsil- Rudauli, District- Ayodhya, Shri Abhimanyu Yadav, Area- 0.269 ha., 8462/SIA/UP/MIN/442941/2023.

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 taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued after submission of NoC from bank since land is mortgaged**, adding following 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. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
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 Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
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 district plantation committee, for planting at least 1,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. 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. 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 monthly compliance status will be presented by project proponent before the nominated authority in the District.
8. 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.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.

8. Granite Stone (Khanda/ Gitti/ Boulder and Red Morrum) Mining project at Gata No.- 715/11 Village- Gonda, Tehsil- Karwi, District: Chitrakoot, Shri Balveer Singh, Area: 2.024 Ha., 8464/SIA/UP/MIN/451758/2023.

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. .

9. Manufacturing of synthetic organic chemicals for the existing production capacity of 40,000 Ton/Year Formaldehyde under Violation Category at Plot No. K-1, Phase 1, UPSIDC, Industrial Area Sandila, District- Hardoi, Shri Rajesh Jain, M/s Focus Merchants Limited., 8466/7527/SIA/UP/IND3/451718/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project under violation category. SEIAA also gone through OM F. No. IA3-3/4/2024-IA.III (E230791) dated 08.01.2024 which states that:-

5. However, the Hon'ble Supreme Court in W.P (C) no 1394/2023 title Vanashakti vs. Union of India has stayed the operation of both OMs dated 07.07.2021 and 28th January 2022.

Hence SEIAA opined that EC can not be granted in light of the above and a letter may be send to MoEFCC regarding guideline for disposal of violation cases where ToR has been granted or penalty/ bank guarantee has been submitted by project proponent, since SEIAA UP was not the party to the above court case and violation cases were being dealt by SEIAA till now.

10. "Sand/ Bajri/ Boulder (RBM) Excavation Project" at Gata No. – 1&1 M village – Nityanandpur Aehatmal, Tehsil – Behat& District - Saharanpur, Shri Bilinder Kumar, Area 17.70 Ha., 8468/SIA/UP/MIN/451992/2023.

SEIAA noted that SEAC has commented that the committee discussed the matter and gone through the Hon'ble NGT order dated 08/11/2023 passed in O.A. No. 188/2023 Gaurav Kumar Vs. State of U.P. & Ors. SEAC has recommended to issue the standard terms of reference for the preparation of EIA as annexed at annexure-3 to the minutes, with the remarks that the EC shall be processed after compliance of Hon'ble NGT order dated 08/11/2023. SEIAA opined to refer back the project to SEAC for appraisal and recommendation of DSR strictly as per MoEFCC letter no. F. No. L-11011/13/2021-IA-II (M) dated 04.12.2023.

11. "Sand/ Bajri/ Boulder (RBM) Excavation Project" at Gata No.-119/1 , 120/1 , 192/1 , 193/1 , 225/1,Village-Kaluwala Pahadipur, Tehsil – Behat & District - Saharanpur, Shri Manish Jaiswal, Area 14.90 Ha., 8470/SIA/UP/MIN/452071/2023.

SEIAA noted that SEAC has commented that the committee discussed the matter and gone through the Hon'ble NGT order dated 08/11/2023 passed in O.A. No. 188/2023 Gaurav Kumar Vs. State of U.P. & Ors. SEAC has recommended to issue the standard terms of reference for the preparation of EIA as annexed at annexure-3 to the minutes, with the remarks that the EC shall be processed after compliance of Hon'ble NGT order dated 08/11/2023. SEIAA opined to refer back the project to SEAC for appraisal and recommendation of DSR strictly as per MoEFCC letter no. F. No. L-11011/13/2021-IA-II (M) dated 04.12.2023.

12. "Sand/Moram Mining Project" located at Yamuna River Bed, Khand No. 5 Village-Naudiha Amilia, Tehsil- Bara & District- Prayagraj, Shri Nagendra Bahadur Singh, Area-8.0 ha., 8136/SIA/UP/MIN/441097/2023.

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. Expansion of Existing Rolling Mill (Steel Rolled Bars with Structural Mill) from 1,26,200 MT/Annum to 3,91,200 MT/Annum through Reheating Furnace and direct hot charging of Steel Billets along with proposed manufacturing of Steel Billet with capacity of 4,22,400 MT/Annum through (2) two Induction Furnaces located at Magarwara, Unnao, Shri Krishan Kumar Somani, M/s RHL Profiles Limited., 8062/SIA/UP/IND1/439707/2023.

SEIAA agreed with the recommendation of SEAC to issue standard terms of reference prescribed by MoEFCC adding following conditions for the preparation of EIA:

1. The project proponent shall submit measures for controlling secondary emission from induction furnace.

14. "Building Stone, Granite or Khanda, Boulder, Ballast (Gitti), Mining Project" at Arazi No.: 60, Khand No.:04, Village: Jamala, Tehsil: Kulpahar, District: Mahoba, Shri Shrinivas Budhauriya, Area: 1.012 Ha., 8256/SIA/UP/MIN/444314/2023.

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.

Agenda-B

1. Building stone Sand Stone Mining project at Gata No.- 187 mi, Sl. No.- 04, Village- Madpha, Tehsil- Chunar, District- Mirzapur, Smt. Meela Devi, Area 1.518 ha., 8309/7500/SIA/UP/MIN/445962/2023.
2. Building Stone (Sandstone) mine at Khasra/Gata no. - 497 & 198 , Village- Chakjata Sonpur, Tehsil- Chunar, District- Mirzapur, Smt. Usha Devi, Area: 2.424 ha., 8304/7262/SIA/UP/MIN/440429/2023.
3. "Ordinary Sand Mining" Project at Gata No.- 620, 634, Village- Sankraudh Khadar, Tehsil- Khekda, District- Baghpat, Shri Dharmi Chand Sharma, M/s Smart Mart Stores Pvt. Ltd., Area : 7.0 ha., 8178/7685/SIA/UP/MIN/442023/2023.
4. "Sand/ MorrumMining" Project at Gata No.- 58, 107, 108, 109, 110, 111, & 114, Village- Madauli Khurd Khadar, Tehsil- Pailani, District- Banda, Shri Yaduvanshi Vikas Singh, Area : 7.053 Ha., 8452/SIA/UP/MIN/451434/2023.
5. "Building Stone (Khanda, Giiti, Boulder, Ballast) Mining Project" at Araji No.-2584, Village: Pahra, Tehsil:Mahoba, District: Mahoba, Smt. Veena Bajpai, Area: 4.0 Ha., 8399/7769/SIA/UP/MIN/450330/2023.
6. Proposed Sand/Morrum Mining from Betwa Riverbed at Gata No.- 240, Khand No.- 03, Village- Hamanpur, Tehsil- Kalpi, Jalaun., Area: 13.360 ha. File No. 6241/5922/Proposal No. SIA/UP/MIN/61988/2020.
7. Building stone Sand Stone Mine at Arazi No.- 732 (Sl. No. 04), Village- Bhagautidei, Tehsil- Chunar, District- Mirzapur, Shri Rajesh Bhai Patel, Area- 1.01 ha., 8303/7090/SIA/UP/MIN/439499/2023.
8. "Sand/Morrum Mining Project" located at Gata No.- 278, 293, Village - Teharka, Tehsil - Garautha & District - Jhansi, Shri Ashu Singh Bhati, Area 20.234 Ha., 8197/7536/SIA/UP/MIN/442177/2023.

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.

**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