

Minutes of the 151st Meeting of SEIAA dated 22.10.2013

The 151st meeting of the State Level Environment Impact Assessment Authority was convened on 22.10.2013 at 10.30 AM at the Authority's Office in M. P. Pollution Control Board Building, Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Amar Singh, Chairman, SEIAA. The following members attended the meeting:-


- | | | |
|---|--------------------|------------------|
| 1 | Shri M. Hashim | Member |
| 2 | Shri Manohar Dubey | Member Secretary |

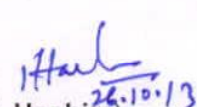
- A. Following cases received from SEAC have been considered and the details of the receipt of the recommendations & record from the office of SEAC is as follows:

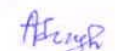
S No	Case No.	No. & date of latest SEAC meeting in which case was recommended	Date of receipt of SEAC minutes in SEIAA	Date of receipt of records in SEIAA office
1.	1685/2013	137 th SEAC meeting dtd 24.07.13	31.08.2013	07.09.2013
2.	673/2012	138 th SEAC meeting dtd 25.07.13	31.08.2013	07.09.2013
3.	1194/2013	138 th SEAC meeting dtd 25.07.13	31.08.2013	07.09.2013
4.	1307/2013	138 th SEAC meeting dtd 25.07.13	31.08.2013	07.09.2013
5.	1687/2013	138 th SEAC meeting dtd 25.07.13	31.08.2013	07.09.2013
6.	1700/2013	138 th SEAC meeting dtd 25.07.13	31.08.2013	07.09.2013
7.	1699/2013	139 th SEAC meeting dtd 29.08.13	12.09.2013	12.09.2013

B. Other- NGT Case no. 39/2013 regarding MP-SEIAA case no. 516/2010

- (1). **Case No. 1685/2013** Prior Environmental Clearance for proposed Residential Township project "Regal Town" at Khasra No. – 306, 307/1/2, 311/1kh, 311/1kha, 312, 150/5/2k, 309/3/2kha, Village Khajurikalan, Tehsil – Huzur, District – Bhopa (M.P.), Plot Area – 27,860 Sq. m. , Built up Area – 49.678.50 Sq. m. by Proprietor K.L. Sharma, 157, C Sector, Indrapuri, Bhopal (M.P) regal.homes@gmail.com.
- (i) Application for Prior Environmental Clearance was submitted by PP (vide letter dtd 23.05.13) received in SEIAA office 23.05.13
 - (ii) The case was registered and forwarded to SEAC for appraisal on 12.06.2013.
 - (iii) The proposed case of building & construction project in an area of 27860 sqm and total built-up area of 49678 sqm. The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1, 50,000 sqmt and plot area is less than 50 ha.
 - (iv) The case was discussed in 137th SEAC meeting dtd 24.07.2013 and PP has admitted during presentation that substantial construction has been done and it is recorded in the minutes ".....It was informed by the project proponent that the construction activity has already been started without obtaining prior EC and has reached to substantial levels. Thus, this is a clear case of violation of EIA Notification....."
 - (v) As per discussion in 137th SEAC meeting dtd. 24.07.13 vide letter dtd. 19.08.13 received in SEIAA office on 22.08.13 PP has submitted some facts regarding their projects. PP has also submitted notarized copy of resolution passed by Board of Directors (mtg. dtd. 05.08.13). However, as per the records it is noted that neither PP nor SEAC in its minutes of 137th meeting has mentioned that how much construction has been made and also whether the construction activity is still going on.

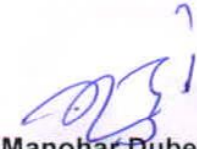

(Manohar Dubey)
Member Secretary

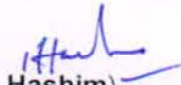

(M. Hashim)
Member

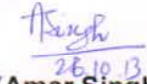

(Amar Singh)
Chairman

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- (vi) It is decided that as per MoEF, GoI, OM No. J-110131/41/2006-IA-II (I) dtd 12.12.2012 and OM dtd 27.06.2013 PP should submit the details as to why the construction activities have been undertaken. How much construction has already been done? Whether the construction activities are still continuing? PP is directed to stop the construction activities with immediate effect and should not undertake any kind of construction until prior EC under EIA Notification 2006 is accorded.
- (vii) PP should submit the above information latest by 15.12.13. The case will be considered thereafter.
- (viii) The Authority is of the view that it is undisputed that violation of EIA Notification 2006 has taken place. It is decided that a letter should be sent to Principal Secretary, GoMP, Housing and Environment giving the details of violation to take action as per office memorandum of MoEF, GoI J-110131/41/2006 IA II (I)dt. 27.06.13 & 12.12.2012 (Para 2) *"to initiate credible action on the violation by invoking powers under section 19 of the Environment (Protection) Act, 1986 for taking necessary legal action under section 15 of the Act for the period for which the violation has taken place and evidence provided to MoEF of the credible action taken."* The details of legal action taken by the Principal Secretary H & EN GoMP taken should be made available to the Authority by 15.12.13.
- (2). **Case no. 673/2012-** Prior Environmental Clearance for proposed Ghogra Complex (Medium) Irrigation Project (Main Dam) at Village – Ghogra, Tehsil – Nasrulanjan, Distt. Sehore (M.P.) Catchment Area- 61.75 Sq.km., Gross Storage Capacity- 20.62 MCM, Live Storage Capacity – 17.43 MCM, Gross Command Area – 5300 ha. Cultivable Command Area – 4450 ha by Department of Water Resources through Shri M.G. Chobey, Engineer-in Chief Department of Water Resources Tulsi Nagar, Bhopal (MP) – 462-003
- (i) The proposed project is a river-valley project with catchment area of 61.75 sqkm and gross storage capacity of 20.62 MCM. The Live storage capacity is reported to be 17.43 MCM and CCA is 4450 ha. The project pertains to Item No. 1(c) category 'B' of the EIA Notification schedule, as the CCA in the project is less than 10,000 ha.
- (ii) The case was discussed in SEAC meetings 92nd dtd.09.04.12, 96th dtd.13.06.12 and 138th dtd. 25.07.13 recommended for grant of prior EC subject to 04 special conditions.
- (iii) The case was examined in depth and it is noted that :-
- (a) That initially PP had applied for three projects under Ghogra Complex (Medium) Irrigation Project namely Upper Ghogra minor irrigation project (675/2012), Ghogra feeder canal (674/2012) and Ghogra main dam project (673/2012).
- (b) As per 92nd SEAC meeting dtd.09.04.12 it is recorded that *".....This project is linked with case no. 674/2012; as a part of the project falls within 8.75 Km from Kheoni Sanctuary of Dewas District, it is covered under category 'A' projects as per the EIA Notification".....*



(Manohar Dubey)
Member Secretary

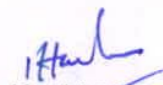

(M. Hashim)
Member



(Amar Singh)
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- (c) vide letter no. 3441192 / 07 dtd 04.05.12 and again 3441192/07 dtd 24.05.12 PP has informed that the Upper Ghogra project which is independent minor irrigation project is located at a distance of 8.75 km from Khoeni Sanctuary and also involves forest land and requires clearance from Govt. of India hence implementation of the project is not considered and Ghogra main dam being an independent medium irrigation project for which permission for diversion for forest land has been obtained hence the project comes under B category and is submitted for prior EC to MPSEIAA. Further, Ghogra feeder canal project also requires permission from Gol for diversion of forest land, hence, Department does not want the further action until the forest NOC is obtained.
- (d) As per 96th SEAC meeting dtd.13.06.12 it is recorded that*"The project was earlier presented before the committee and it was observed by the committee that it was linked to a project which by virtue of its location was category 'A' project hence committee returned the project. Later PP submitted revised proposal as independent project dropping down the earlier linked project."*
- (e) PP has not submitted letter from DFO regarding the distance of National Park / Sanctuary from the project under consideration i.e. case no. 673/2012 hence, the jurisdiction of the case is not clear. **It is decided that PP should submit a letter from DFO clearly stating the distance of National Park / Sanctuary from this project site. Copy of the letter to PP should be endorsed to DFO, Sehore.**
- (iv) PP should submit the above information latest by **15.12.2013**. The case will be considered after the jurisdiction is clear.
- (3). **Case No. – 1194/2013** Prior Environmental Clearance for proposed Residential Group Housing Project at Khasra No. – 151, 152, 155, 156, 157, 158, 159, 160 & 161, Village – Purva, Tehsil. & Distt. – Jabalpur (M.P.) Total Plot Area - 11,517.35 sq. m. & Built Up Area - 31,729.38 sq. m. by M/s Shri Balaji Infra Structure Company, Wardhman Towers, Russel Chowk, Napier Town, Jabalpur (M.P.) 482001 through Manager Rohit Tiwari 1276, Ground Floor, Rajleela Towers, Wright Town, Jabalpur – 482001 Email: shribalajiinfra@yahoo.com
- (i) The proposed project is building construction project comprising development of "Group Housing Project" at Khasra No. – 151, 152, 155, 156, 157, 158, 159, 160 & 161, Village – Purva, Tehsil. & Distt. – Jabalpur (M.P.) The Proponent is M/s Shri Balaji Infra Structure Company through Manager Rohit Tiwari 1276, Ground Floor, Rajleela Towers, Wright Town, Jabalpur – 482001
- (ii) As per the T & CP Jabalpur (vide letter 3439 dtd.28.09.12) the total land area is 1.152 ha at Village Purva, Tehsil & Distt. Jabalpur (MP). The total built up area proposed by PP is **31,729.38 sqm (Form-1)**. The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1,50,000 sqm and plot area is less than 50 ha.
- (iii) The case was discussed in 123rd SEAC meeting dtd 12.03.2013 and in 138th SEAC meeting dtd 25.07.13 SEAC recommended the project for grant of prior EC subject to 06 special conditions.
- (iv) The case was discussed in depth and it is noted that :-

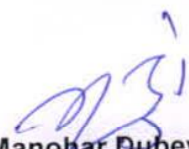

(Manohar Dubey)
Member Secretary



(M. Hashim)
Member

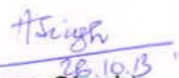

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- (a) PP has submitted notarized copy of sale deed, T & CP approval (dtd. 28.09.12) and Khasra Panchsala for the year 2011-12. As per Khasra Panchsala, T & CP permission submitted by PP, the land ownership is the name of M/s Shri Balaji Infra Structure Company through Partner Shri Rajneet Jain. It is decided that **PP should submit notarized copy of partnership deed/ company papers.**
- (b) The total water requirement is 226 KLD and fresh water requirement is 139 KLD (SEAC 123rd meeting dtd. 12.03.13). The total recycled water 87 KLD. The source of water supply is Municipal Corporation Jabalpur. PP has submitted photocopy of letter issued (dtd. 14.03.13) from Municipal corporation Jabalpur regarding NOC for the arrangement of water supply (250 KLD) however NOC is not notarized. **It is decided that PP should submit above NOC (dtd 14.03.13) duly notarized or attested by the authorized signatory of Project Proponent.**
- (c) The total waste water generation is 171 KLD. PP has provided sewage treatment plant of 220 KLD. The total treated waste water is 137 KLD (.ppt 19), Out of this 87 KLD will be recycled (60 KLD – flushing + 19 KLD Horticulture + 8 KLD DG cooling) while remaining extra treated waste water is 50 KLD which is proposed to be drained into sewer line. PP has not submitted NOC regarding discharge of extra treated waste water. **It is decided that disposal of extra treated waste water (50 KLD) should be linked with municipal sewer line and PP should submit (notarized copy / attested by authorized signatory of PP) NOC from Municipal Corporation, Jabalpur for discharge of extra treated waste water in the municipal sewer line. A copy of the letter to PP should be endorsed to Commissioner Nagar Nigam, Jabalpur.**
- (d) Approximately 698 kg/day of Municipal Solid waste shall be generated this will be managed by bins of three colors (green, blue and dark grey) separate for biodegradable and non biodegradable proposed at the strategic locations within the site. PP has submitted photocopy of NOC from JMC Letter dtd 09.04.13 for disposal of solid waste. **It is decided that PP should submit above NOC (dtd 09.04.13) duly notarized or attested by the authorized signatory of Project Proponent.**
- (e) The maximum height of the building is 33 m. PP has provided Front MOS 12 m and side / rear MOS 7.5 m. **It is decided that PP should provide internal road width and open spaces as per MPBVR 2012, rule no. 42 (2) table 5 for building having height up to 45 m.**
- (f) Fire fighting measures provided by PP will be as per NBC 2005 and include fire hydrants, Hose Reels, Sprinkler main system, Fire Extinguishers, external main fire ring, All flow switches, test valves etc. however PP has not submitted fire fighting NOC from concerned authorities. **It is decided that PP should submit (notarized copy / attested by authorized signatory of PP) NOC from UADD / Municipal Corporation, Jabalpur for fire fighting.**



(Manohar Dubey)
Member Secretary



(M. Hashim)
Member



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- (g) PP has provided rainwater harvesting system with recharging pits (no.2) to manage increased runoff & storm water and **is satisfactory**.
- (h) PP has provided 345 ECS (open parking-32+covered parking 147+Basement parking 166). As per the T & CP approval and MPBVR 2012 rule no. 84 Appendix I-I clause 1 (3) the car parking is to be provided @ 1 ECS per 100 sqm of built up area. In view of MoEF, Gol office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.13, the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 is being considered by SEIAA for calculating car parking area. PP has not submitted detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation. **It is decided that PP should submit the breakup of constructed area as per sub rule 30 of Rule 2 of MPBVR 2012.**
- (v) PP should submit the above information latest by **15.12.2013**.
- (4). **Case No. – 1307/2013:** Prior Environmental Clearance for proposed Group Housing " Sun Valley " Project at Survey No. – 74/3 (A), 75/2/1, 75/1, 73/3 A, 74/2/1 A, 74/2/2, 36/2/2, 72/1, 72/2, 109, 111/2, 36/2/1, 36/2/1, 35, 34/1 A, 73/2A, 73/3A, 34/2 A, 73/3 A, 75/2/1, 75/1, 73/3A, 74/2/1A, 74/2/2, 36/2/2, 72/1, 72/2, 109, 111/1, 36/2/1, 35, 34/1 A, 73/2 A, 73/3 A, 34/2 (35 Khasras). Village – Dongarpur, Tehsil & Distt. Gwalior (MP) Total Plot Area 42,357 sqm & Built Up Area -1,67,580.03 sqm by M/s Sunlife Infratech, through Partner Shri Yogesh Khandelwal, 44,Murar Enclave, Goley Ka Temple - Gwalior, Distt. – Gwalior (M.P.) Email: Yogesh1 khandelwal@gmail.com
- (i) The proposed project is group housing project at village Dongarpur, Tehsil & Distt. –Gwalior(M.P). The Group Housing comprises of, Service apartment, Commercial building shopping, community hall, School & swimming pool. The Proponent is M/s Sunlife Infratech, through Partner Shri Yogesh Khandelwal.
- (ii) As per the T & CP, Gwalior (vide letter 2874 dtd 13.12.12) total area is 42,357 sq.m at Dongarpur, Tehsil.. & Distt. – Gwalior (M.P.). The total built up area proposed by PP is 1,67,580.03 sq.m The project comes under 8 (b) category (B) of schedule of EIA Notification 2006 because total built up area is more than 1,50,000 sq.m.
- (iii) The case was discussed in SEAC 126th dtd 10.04.13 & 138th dtd.25.07.13 meetings recommended the project for grant prior EC subject with 07 special conditions.
- (iv) The case was examined in depth and it is noted that : -
- (a) PP has submitted T & CP Permission, Khasra Panchsala 2011-2012, diversion order, Nazul NOC, Partnership deed & Rin Pustika however in the khasra panchasal column no. 3 Proponent names are not included and ownership is not clear. **It is decided that PP should submit the latest Khasra Panchsala with clear ownership.**
- (b) The total water requirment is 985 KLD (609 KLD domestic use, 261KLD flushing, 95 KLDHorticulture & landscaping , 5 KLD swimming pool,15 KLD


(Manohar Dubey)
Member Secretary



(M. Hashim)
Member

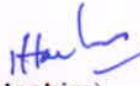

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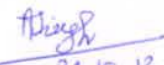
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filter backwash). The total fresh water requirement is 629 KLD. The total recycled water is 356 KLD. The source of water supply is Municipal water supply. PP has submitted photocopy of letter issued from GMC (vide letter no. 1759 dtd 09.05.13 for supply of water on the condition that PP will lay pipeline at their own cost from project site to Collector Tiraha and water charges as per Govt. norms. However, it is noted that the above NOC is not notarized. **It is decided that PP should submit above NOC (dtd 09.05.13) duly notarized or attested by the authorized signatory of Project Proponent. Copy of the letter should be endorsed to the Municipal Commissioner, Gwalior Municipal Corporation.**

- (c) The total waste water generation is 763 KLD. PP has provided sewage treatment plant of 950 KLD. The total treated waste water is 610 KLD, which is proposed to be recycled (261 KLD for flushing, 95 KLD for horticulture and remaining extra treated 254 KLD water will be used for irrigation in nearby agricultural area or discharged in sewer line. PP has submitted affidavit dtd 05.08.2013 regarding treated sewage water will be reused to maximum extent in the project site for flushing and horticulture and excess water will be disposed in the nearest existing sewer line located at New Collector Junction 750.m away from the project site. NOC from Gwalior not submitted. **It is decided that PP should submit (notarized copy / attested by authorized signatory of PP) NOC from Municipal Corporation, Gwalior for discharge of extra treated waste water in the municipal sewer line. A copy of letter to PP should be endorsed to Commissioner Nagar Nigam, Gwalior.**
- (d) Approximately 3,320.85 kg / day of Municipal Solid waste shall be generated. Solid waste generated will be segregated into biodegradable and non-biodegradable components and collected in separate bins. The biodegradable organic wastes will be treated inside the premises by organic waste converter. Recyclable and non-recyclable wastes will be disposed to Gwalior Municipal Corporation site. PP has submitted photocopy of NOC (dtd. 02.05.13) from GMC for disposal of solid waste subject to condition that PP shall provide facilities for collection and transportation of MSW to Kedarpur landfill site at their own cost. **It is decided that PP should submit above NOC (dtd 02.05.13) duly notarized or attested by the authorized signatory of Project Proponent.**
- (e) The maximum height of the building is 42.45 m (SEAC126th mtg. dtd. 10.04.13). PP has provided internal road 7.5 m, Front MOS 24 m and side / rear MOS 7.5 m. **It is decided that PP should provide internal road width and open spaces as per MPBVR 2012, rule no. 42 (2) table 5 for buildings having height up to 45 m.**
- (f) PP has provided fire fighting provisions include wet riser system, portable fire extinguishers, sprinkler system, automatic sprinkler system, automatic


(Manohar Dubey)
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(M. Hashim)
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detection and alarm system, manually operated alarm system, hydrant system, fire tender route to with access to each tower, fire escape, staircase and firefighting equipment in accordance with NBC, 2005. PP has submitted NOC from GMC dtd. 15.02.13 regarding fire fighting and is **satisfactory**.

(g) PP has proposed to provide 20 nos. recharge pits for rain water harvesting and is **satisfactory**.

(h) PP has provided car parking for 1231 ECS. As per the T & CP approval and MPBVR 2012 rule no. 84 Appendix I- I clause 1 (3) the car parking is to be provided @ 1 ECS per 100 sqm of built up area. In view of MoEF, Gol office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.2013, the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 is being considered by SEIAA for calculating car parking area. PP has not submitted detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation. **It is decided that PP should submit the breakup of constructed area as per sub rule 30 of Rule 2 of MPBVR 2012.**

(i) It is noted that SEAC in its 138th meeting dtd 25.07.13 has imposed following specific conditions :-

1. *Total fresh water demand for the project shall not exceed 609 KLD.*
2. *Estimated waste-water generation from the project is reported to be 763 KLD which shall be treated through STP before recycling.*
3. *Greenery will be provided in 15,326.99 sqm i.e. 36.8% of the net plot area.*
4. *Play ground shall be provided.*
5. *STP sludge shall be dried in the filter-press and the dried sludge shall be disposed off along with the MSW. Sludge-drying bed and any other mode of disposal of sludge shall not be allowed.*
6. *The stack height of DG set shall be more than 6 meters above the top most floor of tower.*
7. *Solar Lighting as proposed for open spaces and signage shall be ensured.*

The Chairman and Member were of the view that the condition no. 3, 4 & 7 are not based on any legal provision or any standing instruction of the Ministry of Environment & Forests, Gol. Hence, these cannot be retained as mandatory conditions and these could be desirable. The Member Secretary recorded his dissent regarding the condition no. 3 & 4 above as he was of the view that the PP should provide green belt and plantation in the premises as per his submission before SEAC. Hence, on the majority basis it is decided that the condition no. 3, 4 & 7 should be desirable. A copy of minutes should be sent to MoEF, Gol for information as per EIA Notification Dated 1-12-2009 SO 3067 (E).

(vi) PP should submit the above information latest by **15.12.2013**.



(Manohar Dubey)
Member Secretary

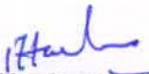

(M. Hashim)
Member



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- (5). **Case No. – 1687/2013:** Prior Environmental Clearance for Proposed Residential Township Project " Balaji Skyz " at Khasra No. – 74/2, 74/3, 76, 78, 79/4 Village – Piplyakumar, Tehsil & Distt. – Indore (M.P.) Total Land Area = 17,435.38 sq.m. Total Built up Area – 30,438.87 Sq. m. by M/s Shikhar Housing Development Pvt. Ltd., through Director, M/s Pawan Agrawal, 248/4/1, Pipliyaumar, Indore (M.P.) 453001
- (i) Application for Prior Environmental Clearance was submitted by PP (vide letter dtd 23.05.13) received in SEIAA office 23.05.13
 - (ii) The case was registered and forwarded to SEAC for appraisal on 12.06.2013.
 - (iii) This is a case of building & construction project in an area of 17,435.38 sqm and total built-up area of 30,438.87 Sqm. The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1, 50,000 sqm. and plot area is less than 50 ha.
 - (iv) Vide letter dtd. nil received in SEIAA office dtd. 23.07.13. PP has requested for change in the name of PP from Shikhar Housing Development Pvt. Ltd. to M/s KMM Real State & Construction Pvt. Ltd. and submitted revised Form – 1 & Form – 1A however it is noted that the conceptual plan and supporting documents are not submitted.
 - (v) The case was discussed in 138th SEAC meeting dtd 25.07.2013 and PP has admitted that during presentation that construction activity is already initiated and it is recorded in the minutes ".....It was informed by the project proponent that the construction activity has already been initiated at the site without obtaining prior EC. Thus, this is a clear case of violation of EIA Notification..."
 - (ix) PP vide letter dtd. 07.08.13 received in SEIAA office 12.08.13 has submitted some facts regarding their projects. PP has also submitted notarized copy of Resolution passed by Board of Directors (mtg. dtd. 27.07.13). However, as per the records it is noted that neither PP nor SEAC in its minutes of 138th meeting has mentioned that how much construction has been made and also whether the construction activity is still going on.
 - (x) It is decided that as per MoEF, GoI, OM No. J-110131/41/2006-IA-II (I) dtd 12.12.2012 and OM dtd 27.06.2013 PP should submit the details as to why the construction activities have been undertaken? How much construction has already been done? Whether the construction activities are still continuing ? PP is directed to stop the construction activities with immediate effect and should not undertake any kind of construction until prior EC under EIA Notification 2006 is accorded.
 - (xi) PP should submit the above information latest by 15.12.13. The case will be considered thereafter.
 - (xii) The Authority is of the view that it is undisputed that violation of EIA Notification 2006 has taken place. It is decided that a letter should be sent to Principal Secretary, GoMP, Housing and Environment giving the details of violation to take action as per office memorandum of MoEF, GoI J-11013/41/2006 IA II (I)dt. 27.06.13 & 12.12.2012 (Para 2) "to initiate credible action on the violation by invoking powers under section 19 of the Environment (Protection) Act, 1986 for taking necessary legal action under section 15 of the Act for the period for which the violation has


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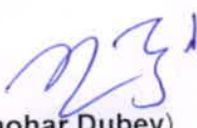

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(Amar Singh)
Chairman

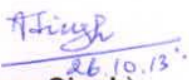
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taken place and evidence provided to MoEF of the credible action taken." The details of legal action taken by the Principal Secretary Housing & Environment Deptt. GoMP taken should be made available to the Authority by 15.12.13.

- (6). **Case No. 1700/2013** Prior Environmental Clearance for proposed National Institute for Research in Environment Health (Research & Development Centre) at Khasra No. Part of 71, Part of 72, Part of 73, Village Bhouri, Tehsil Huzur, Distt. Bhopal (MP), Total Land Area -7.8428 ha, Total Built up Area – 38413.13 sqm by Indian Council of Medical Research & NIREH (National Institute for Research in Environment Health (Ministry of Health & Welfare) through Dr. Nalok Banerjee, Head NIREH, Kamla Nehru Hospital Building, Hamidia Hospital Campus, Bhopal (MP) 462001 Email: drnalok@yahoo.in
- (i) Member Secretary Shri Manohar Dueby informed that EPCO is Architectural Consultant for the PP hence did not participate in the discussion.
 - (ii) The proposed project is building construction project comprising admin block, Library, Laboratories, auditorium residential block, guest house, club & convenient store etc. at Khasra No. Part of 71, Part of 72, Part of 73, Village Bhouri, Tehsil – Huzur, Distt. – Bhopal (M.P.). The Proponent is Indian Council of Medical Research & NIREH (National Institute for Research in Environment Health (Ministry of Health & Welfare) through Dr. Nalok Banerjee, Head NIREH.
 - (iii) As per the T & CP approved map Bhopal (vide 979 dtd.20.05.13) the total land area is 7.8428 ha (78,428.00 sqm) at Village Bhouri, Tehsil Huzur, Distt. Bhopal (MP). The total built up area proposed by PP is 38413.13 sqm, (Form-1), 30902.02 Sqm (T & CP layout) & 42957.63 sqm (ppt. pg-14). The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1, 50,000 sqm and plot area is less than 50 ha.
 - (iv) The case was discussed in 138th SEAC meeting dtd 25.07.13 and recommended the project for grant of prior EC subject to 09 special conditions.
 - (v) The case was examined in depth and it is noted that :-
 - a. The MP Govt. Revenue Deptt. has allotted 8.0 ha land to National Institute for Research in Environment Health vide allotment order no. 6-51/ 2011/ sat/Nazul dtd. 23.12.12. Vide letter 979 dtd.20.05.13 from T & cp approval is given for 7.8428 ha land including Khasra nos. part of 71,72& 73.
 - b. A lease deed has been executed (25.03.13) between Collector Bhopal & Director General or Indian Council of Medical Research of land 8.00 ha (part of Khasra 71, 72 & 73) for 30 years.
 - c. Vide letter dtd 08.10.13 PP has submitted notarized copy of Khasra Panchsala year 2012-13 in which it is also mentioned that the said land is allotted to National Institute for Research in Environment Health. Hence landownership is **satisfactory**.
 - d. The total water requirement is 135 KLD and fresh water requirement is 57.61 KLD (SEAC 138rd meeting dtd. 25.07.13). The total recycled water 59.25 KLD. The source of water supply is Municipal Corporation JNNURM Bhopal / Ground water. PP has submitted (letter no. 954 dtd.23.07.13) from Municipal


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Member



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Corporation Bhopal regarding supply of 60 KLD water after approval & implementation of Scheme. **It is decided that the entire demand of fresh water (57.61 KLD) should be met through the Municipal Corporation water supply and there should be no extraction of ground water.**

- e. The total waste water generation is 65.83 KLD. PP has provided sewage treatment plant of 80 KLD. The total treated waste water is 59.25 KLD. The total treated waste water will be recycled (24.69 KLD – flushing + 24.56 KLD Horticulture + 10.0 KLD DG cooling). The raw effluent from research institute shall be collected in pre chlorination tank through screen chamber, dosing of chlorine will be done and mixed through diffuses & pumped to pressure sand filter. Treated effluent will be allowed to STP for further treatment. **It is decided that the entire treated waste water should be recycled as proposed by PP and there should be no discharge of treated waste water outside the premises.**
- f. Approximately 246 kg/day of Municipal Solid waste shall be generated this will be managed by bins of three colors (green, blue and dark grey) separate for biodegradable and non biodegradable proposed at the strategic locations within the site PP has submitted copy of application dtd 05.10.13 to BMC for disposal of solid waste. **It is decided that the disposal of MSW should be linked with Municipal Corporation, Bhoapl and PP should submit NOC from BMC for disposal of MSW.**
- g. Bio Medical waste with tune of 0.25 kg per day will be generated and collected as per the Bio Medical waste handling and management rule and shall be treated in common disposal facility Bhopal Incinerator, at Govindpura, Bhopal (MP) for which PP has submitted consent letter from Bhopal Incinerators Ltd. dtd.23.07.13. **It is decided that for the disposal bio medical waste handling and management rules should be followed strictly.**
- h. The maximum height of the building is 18 m. PP has provided Front MOS 12m and side / rear MOS 6.0 m. **It is decided that PP should provide internal road width and open spaces as per MPBVR 2012 rule no. 42 (1) table 4 for buildings having height up to 18 m.**
- i. PP has provided fire fighting arrangement as per NBC 2005, like underground storage tanks with the provision brigade inlet and suction connections, Fire Hydrant System, vertical wet risers, portable Held Fire Extinguishers Fire Hose cabinet, fire pumps, Hydrant pumps, automatic Sprinklers System, overhead tank etc. PP has submitted copy of application dtd 05.10.13 for firefighting NOC to Commissioner, Bhopal Municipal Corporation. **It is decided that PP should submit fire fighting NOC from UADD / Municipal Corporation, Bhopal (notarized copy / attested by authorized signatory of PP). A copy of letter to PP should be endorsed to Commissioner Nagar Nigam and Commissioner UADD.**
- j. PP has provided roof top rainwater harvesting system within the complex for the conservation of water resources as per Central Ground water Board


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guidelines and local regulations. The system will consist of conduit for carriage of water up to storage facility, filters and grit chambers and facility for recharge and drainage of overflow and is satisfactory.

- k. PP has provided 350 ECS (Open 145 ECS, covered 42 ECS parking, residential block parking 160 ECS, parking for allied blocks 03). As per Rule no. 84 Appendix I.1 clause 1.3 of MPBVR 2012 the required car parking is $299620.02 \text{ sq.m} / 75 = 399 \text{ ECS}$. In view of MoEF, GoI office Memorandum F. No. 21-270/2008-IA.III dtd 06.06.2013, the calculation of total built up area as per sub rule 30 of rule no. 2 of MPBVR 2012 is being considered by SEIAA for calculating car parking area. PP has not submitted detailed break up of built up area as per sub rule no. 30 of rule 2 of MPBVR 2012 for car parking calculation. **It is decided that PP should submit the breakup of constructed area as per sub rule 30 of Rule 2 of MPBVR 2012.**
- l. It is noted that SEAC 138th meeting dtd 25.07.13 has imposed following specific conditions :-


1. Appropriate Photo-Voltaic Roof Top Generation system shall be installed.
2. The net fresh water requirement for the project shall not exceed 57.61 KLD.
3. Permission for ground water abstraction has to be obtained from CGWA.
4. Ground water if proposed for abstraction shall not be used for construction purpose.
5. Estimated waste-water generation from the project is reported to be 65.83 KLD which shall be treated through an efficient STP before recycling.
6. All hazardous wastes have to be quantified and shall be disposed off as per the provisions of Hazardous Waste Rules after obtaining due Authorization from MPPCB.
7. PP shall obtain necessary consents from the MPPCB before commencement of activity.
8. Necessary certifications shall be obtained for Fire safety from the concerned authority.
9. Lush green area shall be developed in at least 33 % of the total plot area.


The condition no. 1 & 8 of SEAC are not based on any legal requirement and cannot be mandatory. These may be desirable to the extent possible. Considering the condition of SEIAA that the ground water is not to be extracted, the condition no. 3 & 4 of SEAC are dropped.

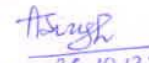
(vi) PP should submit the above information latest by **15.12.2013**.

- (7). **Case No. 1699/2013** Prior Environmental Clearance for proposed Residential Plotted Colony at Khasra No. 61/2/k/1, 62/k/2, 62/2/k/1,1/2, 2/1/k/1, 2/1/k/2, 2/2, 2/2/k/1/kh, 3/23/2/k,4/k/1/kh, 4/k/1/k/4,4/k/da/2, 4sa/3/2/k/1, 4k/1/k/2,4/k/1/k/3, 4/k/1/g, 4/k/1/gha, 4/k/1/da, 4/k/1/cha, Village – Majhbogva, Tehsil & Distt. Satna (MP) total plotted area 94326.02 sqm and PP has applied for prior EC for - 85506.97 sqm, Total Built up Area – 46,106.33 sq. m. by M/s Lotus Infrarealty Ltd., NH-75, Panna Road- Satna , Distt. – Satna (M.P) - 485001

- (i) The proposed project is residential plotted project at Village Majhbogva, Tehsil & Distt. – Satna (MP). The Proponent is M/s Lotus Infrarealty Ltd through Director Shri Neeraj Chourasiya.
- (ii) PP has submitted application in SEIAA office on 11.06.13. The case was registered and sent to SEAC on 22.06.13.
- (iii) As per the T & CP, Satna (vide letter 1580 dtd 09.12.11) total area is 9.426 ha at Majhbogva, Tehsil & Distt. Satna (MP). The total built up area proposed by PP is


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46,106.33 sqm & plotted area 85506.97 sqm (139th SEAC dtd.29.08.13). PP has also submitted Building Construction approval for built-up area 16516.21 sqm vide letter (dtd. 05.04.12) & for built-up area -34,798.84 sqm vide letter (dtd.11.10.12) from Gram Panchayat Babupur, Janpad Panchayat Sohawal Distt. Satna (MP). The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1,50,000 sqm and plot area is less than 50 ha.


- (iv) The case was discussed in 136th dtd 23.07.13 & 139th dtd. 29.08.13 SEAC meetings recommended the project for grant prior EC subject with 06 special conditions. As per 139th SEAC mtg. dtd. 29.08.13 "It was reported by the PP that no activity has been taken up at site as of date and the task of construction shall be taken up only after obtaining prior EC and other necessary permissions from concerned authorities. The project was earlier appraised in the 136th SAEC Meeting dated 25th July 2013. It was submitted by the PP that the project is existing and as earlier plan was for built-up area of less than 20000 m². Committee deferred the case and decided to consider it only after submission of following documents by the PP:


1. Copy of lay out plan initially approved by the Town & Country Planning department along with the approval letter.
 2. Copy of revised lay out plan approved by the Town & Country Planning department along with the approval letter.
 3. Details of the submissions made to MPPCB for consents etc.
 4. Other relevant papers in support of the statement made by the PP.
- PP has submitted the above mentioned documents. According to which the first building permission was accorded by Gram Panchayat Babupur, Janpad Panchayat Sohawal Distt. Satna (M.P) vide letter dated 05/04/2012 for built-up area of **16516.21 m²**. Later, PP has obtained building permission for total built-up area of **34798.84 m²** vide letter dated 11/10/2012. Thus with expansion in the built-up area above 20000 m² the project required prior EC hence it was observed by the committee that the project does not falls under the violation category...."

- (v) The case was examined in depth and it is noted that :-

- (a) A complaint (dtd 30.08.13) against M/s Lotus Infrarealty Ltd., has been received in SEIAA by Shri Ankit Mahto Reporter, Khabar Bharti News Channel Chhatarpur M.P. The complaint is regarding the land ownership and change in the layout plan approved by T & CP. It is also submitted that the case is under process in Chhatarpur, Kotwali. The applicant has questioned that how EC can be granted when land does not belong to PP. Further, it is mentioned that PP has **undertaken construction activities** without taking prior EC under EIA Notification.
- (b) As per the records PP has submitted that construction has been done of 20% of the total built up area i.e. 9000 sqm (Form-1) while remaining 80% built up i.e. 37106.33 sqm is to be constructed.
- (c) In response to the SEAC queries PP vide letter dtd 16.08.13 received in SEAC office on 16.08.13 has submitted copy of (a) building plan approval (dtd 05.04.12) for 16516.21 sqm & (b) building plan approval letter (dtd 11.10.12) for 34798.84 sqm. Neither PP nor SEAC has recorded that how much construction has been made by PP when PP appeared before them and whether the construction activities are still going on? **It is decided that a letter should be sent to MS, MPPCB for site inspection and verification**


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of the total area which has been constructed till now and whether the construction activity is still going ? A letter should be sent to PP to stop the construction activities if any with immediate effect.

(vi) MP PCB should submit the site inspection report latest by **15.12.2013**.

(8). **Case no.516/2010** Prior Environmental clearance for M/s Samdriya Builders Pvt Ltd, Samdariya House, Russel Chowk, Jabalpur MP construction of shopping mall with multiplex at civic centre Jai Prakash Narayan ward, scheme no18, Jabalpur, MP

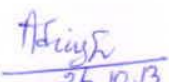
(i). The Authority was apprised regarding filing of the application / appeal no. 39 / 2013 before the Hon'ble National Green Tribunal Central Zone Bench at Bhopal against the EC granted by the SEIAA and non fulfillment of certain conditions mentioned in it. It was also informed that the written statement / reply has since been filed on behalf of the SEIAA in the Tribunal.

(ii). After the institution of the case a letter has been received on 23.09.13 in the office of the SEIAA from the PP to amend EC and withdraw some conditions. Since the EC has been challenged in the Tribunal and is still under consideration and hence it was decided not to examine such prayer of the PP because the matter is sub-judice.

The meeting ended with vote of thanks to the chair.


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Member


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