

MAHARASHTRA POLLUTION CONTROL BOARD



Minutes of 18th Consent Committee Meeting of 2013 held on 27.12.2013 at 11:00 a.m. at 4th Floor Conference Hall, MPC Board, Kalpataru Point, Sic (E), Mumbai 22.

The following members of the Consent Appraisal Committee were present:

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| 1 | Member Secretary
Maharashtra Pollution Control Board, Mumbai | Chairman |
| 2 | Shri. R. G. Pethe
Retired WPAE, MPC Board | Member |
| 3 | Joint Director (Water Pollution Control)
Maharashtra Pollution Control Board, Mumbai | Member |
| 4 | Senior Law Officer
Maharashtra Pollution Control Board, Mumbai | Sp. Invitee |
| 5 | Shri. Vasant B. Waghjale
Technical Advisor, MPCB, Mumbai | Co-ordinator |

Dr. B. N. Thorat, Member, Joint Director (Air Pollution Control), Member, Assistant Secretary (Technical), Member and Principal Scientific Officer, Sp. Invitee, could not attend the meeting. Leave of absence was granted to them.

Chairman of the committee welcomed the members of the committee and allowed proceeding of the meeting to start. The minutes of the 16 & 17th Consent Committee meeting of 2013 held on 13.12.2013 & 24.12.2013 respectively circulated under Board's letter No. BO/CC-CAC Cell/CC-minutes/TB/B-5753 dated 26.12.2013 & BO/AST/TB/B-5767 dated 27.12.2013 were confirmed.

The meeting thereafter deliberated on the agenda items placed before the committee and following decisions were taken.

Sr. No.	Name of Industry	Decision on grant of consent	Consent granted upto	Section	Remarks/ Discussion (1)	Internal Remarks/ Discussion (2)
	Resubmitted Agenda					
1	Newa Technocity (I) Pvt. Ltd. , Airoli Knowledge Park, TTC Indl. Area, Navi Mumbai	Approved Refusal	—	RO(HQ)	Consent Committee discussed in detail about the reply submitted by the PP vide letter dtd. 6.12.2013. It was felt that firstly the reply is not in consonance with the definition of effective steps as per MoEF Office Memorandum and secondly, the reply is silent about CRZ clearance. In view of non-satisfactory reply to the SCN, it was decided to issue final refusal and also intimate to MCZMA separately.	

2	Gagan Global Developers, "MiCassa", Gat. No. 878(P), 879(P)524, Opp. Ayurvedic College, Kesnand Road Village Wagholi, Tal. Haveli, Dist. Pune	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	It was decided to grant consent to establish for construction of residential project on total plot area of 35831 sq. mtrs. & total construction BUA of 52566.72 Sq.mtrs., by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 5 Lakh for compliance of consent conditions. (ii) PP shall submit an affidavit within 15 days in the prescribed format towards not taking further effective steps prior to obtaining the EC and BG of Rs. 10 Lakh for ensuring the compliances. (iii) PP shall submit Board Resolution from Company Board, towards starting of construction work without obtaining consent to establish from the MPC Board and Environmental Clearance thus violated the provisions of Environmental Laws and in future, they will not do such violations and BG of Rs. 2 lakh towards submission of Board resolution by 31.1.2014.
3	Sumangal Vihar Township S. No. 4, PH No. 46, Village Isasani, Tal. Hingna, Dist. Nagpur	Approved Refusal	—	RO(HQ)	It was decided to issue Refusal of consent for not submitting the reply of SCN for refusal inspite of providing adequate time to reply and intimate to SEIAA/SEAC, GoM separately.
4	Kadam Jagtap Associates (10 Elite), S. No. 39(P), 40(P), 43(p), CTS No. 922, 923, 924 & 925, Pimple Gurav, Pune	Not Approved Establish	—	RO(HQ)	It was decided to keep the case in abeyance and PP to be called for hearing at HQ and RO(HQ) to extend the personal hearing, thereafter submit to CC.
5	A.M. Patel Infra Pvt. Ltd., Gat No. 41, Beed by pass Road, Opp Kamainayan Bajaj Hospital, Aurangabad	Not Approved Establish	—	RO(HQ)	It was decided to issue Refusal of consent for not submitting the reply of SCN for refusal inspite of providing adequate time to reply and intimate to SEIAA/SEAC, GoM and Aurangabad Municipal Corp, separately.

6	<p>D.Y. Patil Educational Enterprises, S. No. 133, 134, 136, 137, 299, 308, 309 Charholi, Budhruk, Tal. Haveli, Dist. Pune</p>	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	<p>In view of noted discrepancies between the statement made by PP & visit report of Field Officer; PP will be required to submit an affidavit saying that project is fully complying with EC conditions. Only after <u>submission of the said affidavit</u> consent to establish shall be issued for construction of residential cum commercial project on total plot area of 389423 sq. mtrs. & total construction BUA of 25900 Sq.mtrs., by imposing following conditions:</p> <p>(i) PP shall submit the Bank Guarantee of Rs. 3 Lakh for compliance of consent conditions.</p> <p>(ii) PP shall submit an affidavit within 15 days in the prescribed format towards not taking further effective steps prior to obtaining the EC and BG of Rs. 6 Lakh for ensuring the compliances.</p> <p>(iii) PP shall submit Board Resolution from Company Board, towards starting of construction work without obtaining consent to establish from the MPC Board and Environmental Clearance thus violated the provisions of Environmental Laws and i</p>	
7	<p>Pristine Properties, "Pristine Green", Gat No. 216(p), 228(p) Borhadewadi, Moshi, Tal. Haveli, Dist. Pune</p>	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	<p>It was decided to grant consent to establish for construction of residential project on total plot area of 36650 sq. mtrs. & total construction BUA of 89002.48 Sq.mtrs., by imposing following conditions:</p> <p>(i) PP shall not take any effective step prior to obtaining Environmental Clearance. (ii) PP shall submit an affidavit to comply with the RRZ dtd 13.7.2009 (iii) PP shall submit the Bank Guarantee of Rs. 5 lakh towards compliance of consent conditions.</p>	

8	Ramnath Infraprojects Pvt. Ltd. , S.No. 191,2,3,4 & 181/1A, P.H.No.18, Mauza Pavanagon, Tehsil Kamptee,	Not Approved Establish	—	RO(HQ)	It was decided to keep the case in abeyance and issue reminder to PP for submission of revised approved plan by 31.1.2014.	
9	Heena Group of Companies (Gokul Shrushti) , CTS No. 1872 to 1875, Daulat Nagar Road, Road No. 10, Borivali (E), MUMBAI	Not Approved Establish	—	RO(HQ)	In view of email dtd 24.12.2013 of PP regarding application made to local body for plan approval, it was decided to keep the case in abeyance and issue reminder to PP for submission of approved plan by 31.1.2014.	
10	ONGC Juhu Helibase , Annex Bldg, Airport Authority of India, Juhu Helibase, Juhu Mumbai.	Not Approved Establish & operate	—	RO(HQ)	It was decided to keep the case in abeyance and RO(HQ) to examine regarding what is the total BUA including old/ existing and new/proposed construction for annex building and also get the approved building plans.	
11	Symphony Services Corp. India Pvt. Ltd. , Amar Apex, Baner Road, Aundh, Pune	Not Approved Establish & operate	—	RO(HQ)	It was decided to refer the case to RRZ Committee with pointwise details.	HOD to get approval of MS for submission of agenda to RRZ committee.
12	Mumbai Housing & Area Development Board (MHADA) , CTS No. 145, Redevelopment of transit camp into transit for EWS MIG Type Tenements, Gawanpada, Mulund	Approved Refusal	—	RO(HQ)	It was decided to issue Refusal of consent to operate as they have not complied with C to E & EC condition of provision of STP & MSW facility and inform them to come back after completion of the said facilities.	
13	Shri Balaji Estate and Properties "Ganga Orchard" , S. No. 80, Mundhwa, Tal. Haveli, Dist. Pune	Approved Operate	Two years	RO(HQ)	It was decided to grant consent to operate for construction of residential project on total plot area of 26463.81 sq. mtrs. & total construction BUA of 27786.17 Sq.mtrs., after obtaining requisite fees towards difference in CI by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 5 Lakh towards O & M of pollution control system.	

14	Dhorwasa Opencast Mine (WCL) , Telwasa Sub-Area, PO: Bhadrawati, Dist. Chandrapur	Approved Renewal	31.3.2014	JD(APC)	It was decided to grant plain renewal by extending existing BG of Rs. 5 lakh towards O & M of pollution control system for a period upto 31.7.2014
15	Western Coalfields Ltd. , Telwasa Opencast Coal Mine, Tal. Bhadrawati, Dist. Chandrapur			JD(APC)	CC noted that this is a review case. It was decided that the earlier decision made in the meeting held on 7.11.2013 to renew the consent subject to submission of top-up BG of Rs. 10 lakh is confirmed. In view of request of PP the decision regarding forfeiture of BG of Rs. 5 lakh against the non-compliance of Interim Directions issued may be reviewed & resubmitted in CC after obtaining verification report from SRO/RO regarding the compliance of ID, separately.
16	Chemical Terminal Trombay Ltd. , Pir Pau Installation Near MbPT Pump House, Behind Tata Terminal Power Station (Unit-V), Mahul Trombay, Chembur, Mumbai.	Approved Renewal	31.3.2018	RO(HQ)	It was decided to grant plain renewal of consent to a storage based terminal.

17	Deepak Fertilisers & Petrochemicals Corporation Ltd., "Ishanya Mall", C.S. No. 190/192, Opposite Golf Course, Opp. Airport Road, Shashtri Nagar, Yerawada, Pune	Approved Renewal	31.1.2015	RO(HQ)	It was decided to grant plain renewal of consent for commercial mall on total plot area-41806.35 sq.m. and BUA- 34,170.83 sq.m. after obtaining requisite consent fees by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 10 Lakh for compliance of consent conditions. (ii) PP shall submit an affidavit within 15 days in the prescribed format towards not taking further effective steps prior to obtaining the EC and BG of Rs. 20 Lakh for ensuring the compliances. (iii) PP shall submit Board Resolution from Company Board, towards starting of construction work for expansion without obtaining consent to establish from the MPC Board and Environmental Clearance thus violated the provisions of Environmental Laws and in future, they will not do such violations and BG of Rs. 2 lakh towards submission of Board resolution by 31.1.2014.
Fresh Agenda					
1	Aviation Hotels Pvt. Ltd., CTS No. 1651-A, 1652-B of village Marol-Andheri-Kurla Road, Andheri(E), Mumbai	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	Consent Committee observed that as per EC it is a residential cum commercial project and not a hotel project, hence it was decided to grant consent to establish for construction of residential cum commercial project on total plot area of 15965.80 sq. m. and total BUA of 82628.91 sq.m. subject to compliance of conditions prescribed in letter of Mith River Development & Protection Authority and by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 10 Lakh for compliance of consent conditions.

2	Sou. Sushila D. Ghodawat Charitable Trust S. No. 545, 555, 556, 558, 559, 560, 258, 583, 584, A/p. Hatkanangale, Dist. Kolhapur	Not Approved Establish	—	RO(HQ)	It was decided to issue SCN for refusal and issue stop work directions as PP has completed part construction work without obtaining EC and C to E.
3	Woodsville Phase-III (Pharande Promoters & Builders) , Gat No. 725, 728 to 736 at Borhatewadi, Tal. Haveli, Dist. Pune	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	It was decided to grant consent to establish for construction of residential project on total plot area- 24500 sq.m. and BUA- 56812.11 sq.m. by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 5 Lakh for compliance of consent conditions. (ii) PP shall submit Board Resolution from Company Board, towards starting of construction work for expansion without obtaining consent to establish from the MPC Board and Environmental Clearance thus violated the provisions of Environmental Laws and in future, they will not do such violations and BG of Rs. 2 lakh towards submission of Board resolution by 31.1.2014.
4	Mahanagar Gas Ltd. , MGL House No. G-33, Bandra-Kurla Complex, Bandra (E)	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	It was decided to grant consent to establish for proposed Natural Gas Transmission and Distribution pipeline of 21 km from Mahape City Gas Station at Plot no. X-5/5, MIDC Mahape with 5 nos. of tap offs and CNG Gas Stations within Dombivali-Shil Phata-Mahape areas by imposing condition that PP shall obtain EC exemption letter from MoEF before applying for C to O. HOD to communicate an example copy of EC exemption letter to PP.

5	Sabio Eagle Realtors Pvt Ltd. "Balador" , S.No. 449/1, 455/2B/2B/2, 457/2A, 457/2A, 457/2B, 458/1, 458/3, 460/1, Talegaon Dabhade, Tal. Maval, Dist. Pune	Approved Establish	Commissioning of the unit or 5 yrs whichever is earlier	RO(HQ)	<p>It was decided to grant consent to establish for construction of residential project on total plot area- 73,381.40 sq.m. and BUA- 29407.72 sq.m. by imposing following conditions:</p> <p>(i) PP shall submit the Bank Guarantee of Rs. 5 Lakh for compliance of consent conditions.</p> <p>(ii) PP shall submit Board Resolution from Company Board, towards starting of construction work for expansion without obtaining consent to establish from the MPC Board thus violated the provisions of Environmental Laws and in future, the will not do such violations and BG of Rs. 2 lakh towards submission of Board resolution by 31.1.2014.</p> <p>(iii) PP shall not take any effective steps towards implementation of project (Phase-II) prior to obtaining EC.</p>	
6	Paranjape Scheme (Construction) Ltd. "Yuthika" , Sr. No. 89, Baner, Tal. Haveli, Dist. Pune	Approved Operate (Part)	Two years	RO(HQ)	<p>It was decided to grant first consent to operate for residential project on total plot area of 48000 sq. mtrs. & construction BUA of 35,231 Sq.mtrs., by imposing following conditions:</p> <p>(i) PP shall submit the Bank Guarantee of Rs. 5 Lakh towards O & M of Pollution control system.</p> <p>(ii) PP shall get C to E and /or EC amended according to the approved building plan.</p> <p>Consent shall be issued only after submission of an affidavit within 15 days in the prescribed format regarding the part of the built up area/building for which application for Consent to 1st operate is made and that the same is included in the Environmental Clearance accorded.</p>	

7	Shri Sai Associates "Oval Nest" , S. No. 77/2/1+2+3+4+5+77/1(P)&S.No. 78/1B/1, At Warje, Tal. Haveli, Dist. Thane	Approved Operate	Two years	RO(HQ)	It was decided to grant first consent to operate for residential project on total plot area of 33802 sq. mtrs. & construction BUA of 35707.48 Sq.mtrs., by imposing following conditions: (i) PP shall submit the Bank Guarantee of Rs. 5 Lakh towards O & M of pollution control system. Consent shall be issued only after submission of Board Resolution prescribed in C to E and an affidavit within 15 days in the prescribed format regarding the part of the built up area/building for which application for Consent to 1st operate is made and that the same is included in the Environmental Clearance accorded.	
8	Dorabjee Paradise , Tower A & B, S. No. 25/7a(P) + 25/7b. S.No. 26/9C + 25/5(P), 25/6, Mohamadwadi, Pune	Approved Operate	Two years	RO(HQ)	HOD confirmed that the combined area of three projects match with EC accorded and also they have provided STP. It was decided to grant first consent to operate for residential cum commercial project on total plot area of 9801.66 sq.m. and total BUA of 7918.52 sq.mtrs. by imposing following conditions: (i) PP shall submit BG of Rs. 5 lakh towards O & M of pollution control system.	Regarding the split of BUA less than 20,000 sq.m., the decision for granting lifetime consent with further supervision by local body will be considered in Board meeting. Action by RO(HQ) & Sr. Law Officer.
9	Dorabjee Paradise , Bungalow & Rowhouse Condominium, S. No. 25/7a(P) + 25/7b. S.No. 26/9C + 25/5(P), 25/6, Mohamadwadi, Pune	Approved Operate	Two years	RO(HQ)	HOD confirmed that the combined area of three projects match with EC accorded and also they have provided STP. It was decided to grant first consent to operate for residential cum commercial project on total plot area of 24897.16 sq.m. and total BUA of 9834.73 sq.mtrs. by imposing following conditions: (i) PP shall submit BG of Rs. 5 lakh towards O & M of pollution control system.	

10	Jajangir Dorabjee , Bldg. No. D & E and Royal Heritage Mall, S. No. 25/7a(P) + 25/7b. S.No. 26/9C + 25/5(P), 25/6, Mohamadwadi, Pune	Approved Operate	Two years	RO(HQ)	HOD confirmed that the combined area of three projects match with EC accorded and also they have provided STP. It was decided to grant first consent to operate for residential cum commercial project on total plot area of 32717.32 sq.m. and total BUA of 23985.59 sq.mtrs. by imposing following conditions: (i) PP shall submit BG of Rs. 3 lakh towards O & M of pollution control system.
11	Mastek Ltd. , S. No. 13/B/1+2+3 & 14(Part), Cerebrum (IT Park, Vadgaon Sheri Tal. Haveli, Dist. Pune	Not Approved Renewal	—	RO(HQ)	It was decided to keep the case in abeyance and put up all the three cases of Cerebrum IT Park together in next meeting.
12	Indian Oil Corporation Ltd. (LPG Bottling Plant) , S.No. 55 & 56, Vill. Dhanaj (Hk), Tal. Karanja Lad, Dist. Washim	Approved Renewal	30.6.2016	RO(HQ)	It was decided to grant plain renewal of consent for LPG bottling plant.
13	Indian Oil Corporation Ltd. (Storage) , Manmad-Nadgaon Road, Panewadi Terminal, Vill. Nagapur, Manmad.	Approved Renewal	30.6.2016	RO(HQ)	It was decided to grant plain renewal of consent for storage & handling of petroleum products for total qty 22940 KL.
14	Sant Shiromani Maruti Maharaj S.S.K Ltd. , Mauli Nagar Belkund, Tal. Ausa	Approved Renewal	31.7.2014	JD(WPC)	It was decided to grant renewal of consent by imposing BG as per new BG Regime and releasing existing BGs obtained towards consent to operate.
15	Bharat Petroleum Corporation Ltd. , POL, Sewree Installation, Sewree Fort Road, Sewree(E), Mumbai	Approved Renewal	30.6.2017	RO(HQ)	It was decided to grant plain renewal of consent for storage & handling of petroleum products for total qty 6000 KL/day.
	Review Item				

1	Yogi Developer Corporation (Yogi Dham), S. No. 24,25 and 26 village Gouripada, Kalyan	Refusal for C to E	—	RO(HQ)	It was decided to keep the case in abeyance and verify previous decision of CC meeting held on 21.9.2013 regarding refusal of C to E, thereafter revert to CC.
2	Mangal Murti Developers, "Ganeesham-II", S.No. 13, 1+2+3+4A+5B, 14/1 to4 & 21/24 to 31, Opp. Hotel Swaraj Garden, Aundh Annex, Pimple Saudagar, Pune	Approved Renewal	31.1.2015	RO(HQ)	CC noted that this is a resubmission case On the basis of minutes, reply was submitted by PP before issuance of formal letter. It was decided to grant renewal of consent for construction project on total area of 37500 sq.m. and total BUA of 43559.65 sq.m. by imposing BG of Rs. 10 lakh towards O & M of pollution control system as PP has not submitted earlier BG of Rs. 5 lakh.

The meeting concluded with a vote of thanks to the Chair.

General Points:

1. The consents shall be disposed after obtaining requisite consent fees as per GoM, revised fee structure dtd. 25.08.2011 and according to the industry wise new validity period. The balance fees on the part of MPCB, if any, shall be considered at the time of next renewal of consent, which shall be mentioned in the consents to be issued hereafter.
2. For Construction project cases, all SCN for refusal to be emailed & receipt of SCN by PP shall be mentioned in processing/note sheet.
3. CC instructed all the sections that even if PP has submitted its reply w.r.t. the decision of CC/CAC regarding issuance of SCN before issuing the SCN letter, the protocol of issuing SCN must be followed.