

MINUTES OF THE 57th MEETING OF THE STATE ENVIRONMENT IMPACT ASSESSMENT AUTHORITY (SEIAA) KERALA HELD ON 26-8-2016 AT 9.30 A.M IN THE CHAMBER OF THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT (ENVIRONMENT) GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM

Present:

1. Prof. (Dr). K.P. Joy, Chairman, SEIAA
2. Dr. J. Subhashini, Member, SEIAA
3. Sri. V.S. Senthil. I.A.S. Additional Chief Secretary & Member Secretary, SEIAA.

The 57th meeting of SEIAA and the 24th meeting of the Authority as constituted by the notification No. S.O. 804 (F) dated 19-3-2015 was held from 9.30 a.m in the chamber of the Additional Chief Secretary, Environment Department on 26-8-2016.

Chairman brought to the notice of the Authority the complaints on non- acceptance of applications by DEIAAs and required of additional funds for SEIAA. Member Secretary opined that DEIAA is independent in its statutory functions. The Authority has already arranged for facilitating the works of the DEIAs including training on OSMEC. Member Secretary assured that he will take up the issue in the ensuing meeting of District Collectors at I.M.G. As regards funds, sharing of processing and honorarium, Member Secretary assured to do the needful.

Item No. 57.01 Confirmation of minutes of 56thSEIAA meeting

Confirmed

Item No. 57.02 SEIAA – Petitions on Environmental Clearance and general complaints on illegal quarries and other environmentally degrading activities (individual cases consolidated)

General decisions of the Authority in such petitions to be applied. Authority wanted details of non-compliance/violations of E.C issued to be indicated in the agenda note. Where District Collectors or other Govt. authorities are to take action on the petitions, copy of the petition to be furnished to such authorities concerned under intimation to the petitioner.

Item No. 57.03 Removal of Ordinary earth/Brick earth/ laterite building stone Environmental Clearance issued-Applications for extension period of validity of Environmental Clearance.

One time extension of validity of E.Cs to be given for 6 months in cases where extension is not given earlier. As regards such extension attributed to delay in getting the

required N.O.C , permits etc from Government agencies involved, validity of E.C being only for six months, applications may be submitted to such authorities simultaneously with that for E.C, and in principle approval may be obtained.

Item No. 57.04 **Environmental clearance for removal of Brick earth in Sy. nos. 690, 696, 700/1, 702/3 & 703/2 at PadinjareChalakkudyVillage,ChalakkudyMunicipality, Chalakkudy Taluk, Thrissur District, by Smt. Shaly Thomas (FileNo. 629 /SEIAA/KL/4855/2014)**

Delisted, as per recommendation of SEAC as the proponent did not turn up to present details.

Item No.57.05 **Environmental clearance for removal of Laterite Building Stone (L.T.B.S.) from Block No. - 24 Sy. Nos. 184/6-2, 6-3, 6-4, at Ummannoor Village and Panchayat, Kottarakkara Taluk, Kollam District, by Sri. Jacob John Vadakadom (File No. 986/SEIAA/EC3/4702/15)**

The proposal was considered in the 58th Meeting of SEAC held on 28th& 29th June 2016.This is a proposal for laterite mining. The Committee decided to recommend to the SEIAA to transfer the case to DEIAA as per the MoEF notifications dated 20.01.16 to consider it in accordance with the new guidelines.

Authority assessed that the application received on 16-11-2015 is already with SEAC for appraisal and hence decided to request the Committee to complete the appraisal process and to make recommendation.

Item No. 57.06 **Environmental clearance for removal of brick earth in Block No. 71, Sy.No. 154/1 at EdavannaVillage & Panchayat, EaranadTaluk, Malappuram District, by Sri. V. T. Arif (File No. 996/SEIAA/ EC1/4902/2015)**

Authority approved the issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of 1600 m³ of ordinary earth subject to the condition that removal should be in a uniform manner.

Item No. 57.07 **Environmental clearance for removal of ordinary earth from Block -42, Re. Sy. No. 93/1/1 at Thiruvaniyoor Village, ThiruvaniyoorPanchayat,Kunnathunadu Taluk, Ernakulam District, by Smt. Eliamma Varghese (File No. 999/SEIAA/EC3/4949/2015)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests, for removal of 4500 m³ of ordinary earth subject

**Edamulackal panchayath, Punalur Taluk, Kollam District,
by Smt. Mini Rajan (File No 1011/SEIAA/EC3/5175/15)**

As per the notification of MoEF& CC No. S.O. 141 (E) earth work in connection with the foundation of buildings having approved building plan does not require Environmental Clearance. Therefore the proposal is delisted.

Item No. 57.12 **Environmental clearance for removal of ordinary earth in Sy.Nos. 441/7, 2, 9, 442/3, 4, 436 & 304/4 at East Chalakkudy Village, Chalakkudy Taluk, Thrissur District, by Sri. Sunny George (File No. 1016/SEIAA/EC1/5213/2015)**

As per the notification of MoEF & CC No. S.O. 141 (E) earth work in connection with the foundation of buildings having approved building plan does not require Environmental Clearance. Therefore the Authority accepted the recommendation of the SEAC to delist the proposal.

Item No. 57.13 **Environmental clearance application for removal of ordinary earth in Sy. No. 23/1 at Edakkattuvayal Village, Edakkattuvayal Panchayat, Kanayannoor Taluk, Ernakulam District, by Smt. Thankamma Ramankutty (File No. 1017/SEIAA/EC3/5224/15)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 8000 m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 2m.

Item No. 57.14 **Environmental clearance for removal of ordinary earth in Sy.No. 406/2 at Mulanthuruthy Village and Kanayannoor Taluk, Ernakulam District, by Sri.Akhil K. John (File No. 1018/SEIAA/EC3/5225/15)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II(M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 6000 m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 2m from the portion of land marked for agriculture.

Village, Ayyambuzha Panchayat, Aluva Taluk, Ernakulam District, by Sri. George Joseph (File No. 1037/SEIAA/EC3/551/16)

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 20000 m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 2m.

Item No. 57.24 **Environmental clearance for removal of ordinary earth Bl-17, 83-84 at Karukutti Village and Panchayat, Aluva Taluk, Ernakulam District, by Sri. Jogi K. Baby (File No. 1038/SEIAA/EC3/552/15)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 7500 m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 1m, since the application lacks consent from neighbours.

Item No. 57.25 **Environmental clearance for removal of ordinary earth in Bl. No. 19, Sy.Nos. 256/5 & 256/7 at Ayyampuzha Village and Panchayat, Aluva Taluk, Ernakulam District, by Sri.Devasi Joseph (File No. 1039/SEIAA/EC3/553/16)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 20000 m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 2m.

Item No. 57.26 **Environmental clearance for removal of Ordinary earth in Sy.No. 286/4 at KatoorVillage, Mukundapuram Taluk, Thrissur District, by Sri.Sebi (File No. 1042/SEIAA/EC1/631/2016)**

As per the notification of MoEF & CC No. S.O. 141 (E) earth work in connection with the foundation of buildings having approved building plan does not require Environmental Clearance. Therefore the SEAC recommended to delist the proposal. It is accordingly delisted.

Item No. 57.27 **Environmental clearance for removal of ordinary earth in Sy. Nos. 165/12-3, 12-1, 165/12-2, 413/1-3, 413/1-2 at Vadavukode Village and Puthenkurusu Panchayat, Kunnathunadu Taluk, Ernakulam District, by Sri. AfsalSettu(File No. 1043/SEIAA/EC3/726/15)**

Authority approved for issuance of Environmental Clearance on usual conditions for mining of ordinary earth stipulated in O.M No. L.11011/47/2011-IA.II (M) dated 24-6-2013 of the Ministry of Environment & Forests for removal of 17000m³ of ordinary earth subject to the condition that removal should be in terraced manner limiting maximum depth of removal to 2m.

Item No. 57.28 **Application for Environment Clearance for the quarry project of Kizhakethalackel Rocks in Sy. No. 65/1 Kumily Village - Ban on mining in ESAs - Decision of NGT (NB) in Appeal No. 29/2013 - Implementation of - (File No. 40/EC4/7084/SEIAA/2012)**

Authority discussed the issue in the light of the decision of the SEAC in the 58th meeting held on 28/29-6-2016 and deferred the item for examination whether the case need be treated separately from those covered by the decision of the Authority in the 49th meeting held on 5-2-2016.

Item No. 57.29 **Environmental clearance for the Expansion of Building stone quarry project in Block no. 27, Sy Nos. 10/7, 11/5, 11/7, 11/8, 11/9, 13/1, 14/1-1, 14/1-2, 15/1, 15/1-1, 15/1-2-1, 15/1-3, 15/1-4& 15/2 at Ezhumatoor Village, Mallappaly Taluk, Pathanamthitta District, by Sri. M. V. Abraham (File No. 852/SEIAA/EC4/2968/2015)**

SEAC appraised the proposal based on the Mining Plan, pre-feasibility report and all other documents submitted along with the Form I application and decided to recommend for issuance of EC for mining subject to the general conditions and to the specific conditions that the CSR submitted shall form a part of EC. Authority decided to refer the case to SEAC for site inspection and specific recommendations if any on that basis.

Item No. 57.30 **Environmental clearance for the proposed quarry project in Sy. No. 59/2 at Kariyavattom Village, Perinthalmanna Taluk, Malappuram District, by Sri. K. A. Abraham, Managing Director for M/s Poabson Granite Products Pvt. Ltd. (File No. 946/SEIAA/EC1/4152/ 2015)**

SEAC appraised the proposal in its 58th meeting held on 28/29-6-2016 and recommended for issuance of EC for mining subject to the general conditions. As site inspection had not been done, authority decided to refer the case to SEAC for site inspection.

Item No. 57.31 **Environmental clearance for the quarry project in Sy. Nos. 3/5pt, 3/6pt, 3/8pt, 11/2, 11/4, 12/6, 12/3, 12/2, 12/5, 11/3, 10/3-1, 10/4, 10/2-1, 16/3, 17/8, 18/1pt, 11/7 at Thottapuzhassery Village, Thottapuzhassery Panchayath, Thiruvalla Taluk, Pathanamthitta District, Kerala by Sri.**

**Aby Mathew, the Managing Partner, Panachayil Industries
(File No. 960/EC4/4470/2015/SEIAA)**

The proposal was considered in the 58th Meeting of SEAC held on 28 /29 -6 - 2016 and decided to recommend for issuance of EC for mining subject to the general conditions.

As Site inspection has not been conducted, Authority decided to have the site inspection conducted by SEAC.

Item No. 57.32 **Environmental clearance for the proposed quarry project in Sy.Nos. 93/1, 95/2 & 95/3 at Vadakkangara Village, Perinthalmanna Taluk, Malappuram District, for quarry of Sri.P. Abdulla (File No. 966 / SEIAA /EC1/4476/2015)**

The proposal was considered in the 58th meeting of SEAC held on 28/29-6-2016 and recommended for issuance of EC for mining subject to the general conditions.

The proponent agreed to set apart Rs 12 lakhs (non-recurring) and 11 lakhs (recurring) per year for a period of next 5 years for activities for the welfare of the local community, in consultation with the local Panchayath. Committee also recommended that this commitment may be noted in the EC. As Site inspection has not been conducted, Authority decided to have the site inspection conducted by SEAC, before decision is taken on grant of environmental clearance.

Item No. 57.33 **Environmental clearance for the quarry project in Sy.No. 172 (pt) at Kodyathoor Village, Kozhikkode Taluk, Kozhikkode District, for Quarry of Sri. B. P. Sidhique Haji (File No. 998/EC4/4409/SEIAA/2015)**

The proposal was considered in the 58th Meeting of SEAC held on 28/29-6-2016. The Committee appraised the proposal and recommend for issuance of EC, subject to the general conditions and to the following specific conditions:

1. The drainage is not proper. The water collected from the site is presently flowing into the nearby stream without any treatment. Proper collection and desiltation should be done at the site itself before letting out the water from the site. A settlement pond must be necessary in the site for the collection and clarification of the water.
2. The overburden is not properly stacked. The overburden should be properly stored at a designated place.
3. Fencing with danger sign boards should be provided around the quarry site.
4. The commitment of the proponent to set apart Rs 12 lakhs (non-recurring) and 4 lakhs per annum (recurring) for next 5 years for CSR activities for the welfare of the local

community, and to spend this amount in consultation with the local Panchayath may be noted in the EC

Authority found that .another quarry having environmental clearance (No.126/2015 dated 16-01-2016) with the same Sy. No.172 (P) at Kodyathur Village, Kozhikode Taluk, Kozhikode District,M/s Palakkal Granites Pvt. Ltd owned by Sri.P.M.Aboobacker is there and hence wanted the proponent to submit a no cluster certificate, and to grant E.C subject to the above specific conditions and general conditions for mining projects if there is no cluster situation.

Item No. 57.34 **Environmental clearance for the proposed expansion of residential cum commercial project by M/s Artech Realtors Pvt. Ltd. in Survey Nos. 1834/1-1, 1834/3, 1828, 1828/1, 1828/2, 1832, 1833/2, 1833/1, 1833, 1831/1, 1831/2, 1831/3, 1805/B, 1804/B, 1829, 1830, 1806-B, 1806-C, 1830/2, 1805/B, 1806/B, 1806 C & 1830 at Vanchiyoor Village, Thiruvananthapuram Municipality, Thiruvananthapuram Taluk & District, by Sri. T. S. Ashok, Managing Director, M/s Artech Realtors Pvt. Ltd. (File No. 868/SEIAA/EC1/3099/2015)**

The proposal was considered in the 55th meeting of SEAC held on 10th, 11th and 20th May, 2016 and in the 58th meeting of SEAC held on 28th & 29th June 2016 .The proponent did not turn up despite clear intimation. SEAC recommended to delist the proposal. Authority accepted the recommendation.

Item No. 57.35 **Environmental clearance for proposed expansion of existing Residential Complex (“Kent Palm Grove”) project in Sy.Nos. 221/3& 224/1 at Poonithura Village, Cochin Corporation, Kanayannur Taluk, Ernakulam District, by Sri.K. C. Raju, Managing Director, M/s Kent Constructions Pvt. Ltd. (File No. 939/SEIAA/EC3/4097/2015)**

The proposal was considered in the 58th Meeting of SEAC held on 28/29-6-2016. The Committee recommend for issuance of EC for the construction project subject to the general conditions and to the following specific conditions.

1. No access shall be provided from the Pipeline Road as indicated in the plan. Access should only from Stadium Link Road and should have minimum width as prescribed in relevant rules and no exemption shall be provided for the same.
2. Treated effluent shall be disposed of only through the drainage facility available in Stadium Link Road.
3. Minimum 1200KL capacity shall be provided for rain water harvesting.

Authority decided to issue environmental clearance subject to the above specific conditions and the general conditions for construction projects.

Authority examined the explanation in detail. The explanation is on the guise that E.C is unnecessary for the project; it is being an educational institution. There is no action proposed in respect of the Medical College building. Violation is initiated only in respect of hospital building which requires E.C. There is the O.M. No. S.O. 3252 (E) dated 22.12.2014 of the MoEF specifically requiring prior E.C for the hospital building attached to Medical College projects. The explanations furnished by the proponent being irrelevant, SEIAA decided to confirm the action proposed in the show cause notice dated 01-06-2016 and to initiate violation proceedings and to issue stop memo as per O.M. No. J-11013/41/2006-IA.II(I) dated 12th December 2012 as modified by O.M. No. J-11013/41/2006-IA.II(I) dated 27th June 2013 of the MoEF.

Item No. 57.38 Request for change of name of project proponent in EC proceedings- submitted by Smt. Betty Biju, M/s Puliyananickal Granites (File No.1218/EC4/2016/SEIAA)

Authority approved the application dated 25-6-2016 of Smt. Betty Biju to transfer the E.C No.44/SEIAA/KL/7164/2012 dated 22-2-2013, in the name of Sri. Biju Augustine, Managing Partner, M/s Puliyananickal Granites, Puliyananickal House, Arakulam, Idukki-685591 for quarry project in Sy. No. 146/2 at Velliyamattam Village, Kudayathoor Panchayath, Thodupuzha Taluk, Idukki district for quarrying of 1,50,000 TPA from an area of 2.50 hectares, on the same terms and conditions under which the E.C was initially granted. The transferee shall comply with all the conditions in the E.C.

Item No: 57.39 Environmental Clearance for removal of ordinary earth in Sy.No. 394/5, 6, 8, 7, 3, 9, 12, 10, 2, 11, 14, 4, 13, 1, 15, 19, 397/1, 398/5, 9, 3, 397/2, 3, 4, 397/12, 13, 14, 15, 16, 17, 18, 19, at Kidanganoor Village, Kozhencherry, Pathanamthitta – 689532 by Sri. K.H. Shajahan Rawathar-Complaints -reg (File No. 936/SEIAA/EC4/3982/2015)

Environmental Clearance vide proceedings No.936/EC4/2015/SEIAA dated.13.01.2016 had been issued for removal of 50000 m³ordinary earth, by Sri. K.H. Shajahan Rawathar at Kidanganoor Village, Kozhencherry, Pathanamthitta. A petition dated.23.03.2016 from one Sri.Salim Rawther, Convenor 'Janakeeya Prathirodha Samithi',Vallana, Pathanamthitta (District) and a resolution passed by Aranmula Grama Panchayat on 21.03.2016 against the mining have been received. Authority examined the petitions in the light of the report of the Cheif Engineer (Constuction) Southern Railways that Railway has used only 5130 M.T (i.e., 2132m³ only). There is no extraction for Railways since 11.4.2016.

Authority decided to freeze the extraction at the quantity already removed as stated by Railway and not to permit further mining.

Item No. 57.40 Environmental Clearance - Application for Environmental clearance for the quarry project in Sy.No. 302/6, 302/7.1, 302/7.2, 302/8, 302/1.2, 298/15, 298/14, 298/16, 298/13, 298/12, 302/2.2, 301/1, 301/2, 302/5.1 and 302/5.2.2 at

Member Secretary contacted the District Collector Kollam over phone and requested for expediting the report called for by SEIAA. It was also decided to hear Sri.Tinson John, the petitioner in W.P No.15854/2016 on 8-9-2016 by the Authority, as per Court directions.

The meeting concluded at 12.30.p.m. It was decided to hold the next meeting of the Authority at 9.30 a.m on 8-9-2016.

Sd/-
Prof. (Dr). K.P Joy

CHAIRMAN

Sd/-
Dr. J. Subhashini

MEMBER

Sd/-
Sri. V.S. Senthil. I.A.S

MEMBER SECRETARY &
ADL. CHIEF SECRETARY
(ENVIRONMENT &
PLANNING & ECONOMIC
AFFAIRS)