

# MAHARASHTRA POLLUTION CONTROL BOARD



**Minutes of 8<sup>th</sup> Consent Appraisal Committee Meeting of 2012 held on 24.12.2012 at 3.00 p.m. at Conference Hall, MPC Board, Kalpataru Point, 4<sup>th</sup> Floor, Sion Circle, Sion (E), Mumbai 22.**

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The Consent Appraisal Committee meeting of the Board held on 24 .12.2012. Following members of the Consent Appraisal Committee were present:

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| 1. | Shri. J. S. Sahni,<br>Chairman, MPC Board, Mumbai.               | Chairman         |
| 2. | Shri. Rajeev Kumar Mital,<br>Member Secretary, MPC Board, Mumbai | Member Secretary |
| 3. | Shri.P.P.Nandusekar<br>Technical Advisor( Env), MIDC, Mumbai     | Member           |
| 4. | Shri. Rakesh Kumar,<br>Scientist & Head, NEERI, Mumbai           | Special Invitee  |

The Secretary, Home (Transport) Dept., Mantralaya, Mumbai, Member could not attend the meeting. Leave of absence was granted to him.

Chairman of the committee welcomed the members of the committee and allowed proceeding of the meeting to start. The minutes of the 7<sup>th</sup> Consent Appraisal Committee (CAC) meeting of 2012 held on 26.11.2012 and 2<sup>nd</sup> sitting on 5.12.2012 circulated under Board's letter No. MPCB/AS (tech)/CAC/B- 7070 dated 1.12.2012 and MPCB/AS (tech)/CAC/B- 7220 dated 10.12.2012 were confirmed.

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

Agenda No.	Name of Industry	Decision on grant of consent	Consent granted upto	Remarks/Discussion (1)
<b>Resubmitted Agenda</b>				
1	M/s. Hindalco Industries Ltd., (Expansion Project), Sr No. 95/1, 95/2, Vill- Daheli, Tal- Mouda, Dist – Nagpur.	Not Approved Establish (Expansion)	---	It was decided to keep the case in abeyance till self assessment report of industry for no increase in pollution load is received.
2	DRV Organics, N-184-185, MIDC Tarapur, Dist- Thane	Not Approved Establish (Expansion)	---	Sr. Law Officer has reviewed the case in view of the order passed by Hon'ble High Court in respect of non-complying CETPs and recommended that unless Tarapur CETP has capacity to treat additional 20 MLD effluent case should not be considered for

				grant of permission without specific permission of CETP & HC. Committee deliberated on this issue and it was decided to issue SCN for refusal.
3	M/s. Magus Estates & Hotels Pvt. Ltd 114, Dr. E.Moses Road Worli, Mumbai-018	Not Approved Renewal	----	It was decided to keep the case in abeyance till clarification regarding no. of rooms and application of consent made for alongwith Capital Investment are received.
4	M/s. Kanakia Hospitality Pvt. Ltd.unit of Courtyard by Marriott Mumbai International Airport) CTS No.25 B,Vill Chakala & 215 A, Vill Mulgaon on Sub plot A,at M.V. Road,Andheri (E) Mumbai- 400059	Approved Plain Renewal and Expansion Not Approved	Correspon- ding to the fees paid	It was decided to grant only plain renewal and call details from Regional Office, Mumbai whether application for C to E of expansion was made or not and what further action was taken about it.

### Fresh Agenda

1	M/s. Zuari Cement, 37-38, 51-52, 101-108, 134-139, 141-142, 144, Auj Village, SF No. 139-140, At-Shingadgaon, Tal- South	Approved Establish	Commission -ing of the unit or 5 yrs whichever is earlier	Consent to Establish shall be issued with the condition that applicant shall not take any effective steps before obtaining Environmental Clearance as per EIA notification, 2006 and shall submit BG of Rs. 5 lakhs for the compliance of above.
2	D.S. Kulkarni Developers Ltd, ( Proposed Special Township), Gat. No 900, Vill- Kadamwak, Vasti and Fursungi, Pune	Approved Establish	Commission -ing of the unit or 5 yrs whichever is earlier	Consent to Establish shall be issued with standard conditions for construction of township project and with the following conditions: 1. Applicant shall comply with the conditions stipulated in EC. 2. Applicant shall obtain permission from Urban Development Department. 3. Applicant shall submit BG of Rs. 10 lakhs for providing STP & MSW processing plant.
3	M/s. Atul Resorts & Hospitality India Pvt. Ltd. Ltd C.T.S No. 17/2A/1 of village Vyaravati of Mahakali Caves road, Andheri (E), Mumbai	Approved Establish	Commission -ing of the unit or 5 yrs whichever is earlier	Committee noted that applicant has carried out construction activity before obtaining Consent to Establish from Board and EC from competent Authority and now stopped the construction activity.  Consent to Establish shall be issued with standard conditions for construction of hotel project and with the following conditions: 1. Applicant shall not restart construction activity before obtaining Environmental Clearance as per EIA

				notification, 2006 and submit BG of Rs. 5 lakhs towards the compliance of the same. 2. Applicant shall submit BG of Rs. 5 lakhs towards compliance of consent conditions.
4	Vitthal Corporation Ltd., (Textile Division), Vitthalnagar, Mhaisgaon-Tadwale (M), Tal - Madha, Dist - Solapur	Approved Establish/ Refusal	Commission -ing of the unit or 5 yrs whichever is earlier	To be discussed in next CAC meeting.
5	Vitthalrao Shinde SSK Ltd., (Expansion), A/p - Gangamainagar, Tal - Madha, Dist- Solapur	Not Approved Establish (Expansion)	----	It was decided to resubmit the case in line with the new consistency approach policy for Sugar/distillery industry, in next CAC meeting.
6	The Saswad Mali Sugar Factory Ltd., (Co-generation) Malinagar, Tal - Malshiras, Dist - Solapur	Not Approved Establish	---	It was decided to resubmit the case in line with the new consistency approach policy for Sugar/distillery industry, in next CAC meeting.
7	M/s Jubilant Life Science Ltd Village Nimbut-Nira, Tal- Baramati, Dist-Pune.	Approved Amendment in consent for change in product mix	As per existing consent validity	Amendment in consent to operate shall be issued with the condition that amendment is issued as per MOEF's clarification regarding Change in product mix dated 14.12.2006.
8	Excel Industries Ltd, Plot No-112, 20/1, OS-1 MIDC Dhatav, Tq-Roha Dist-Raigad.	Approved Amendment with change in product mix	As per existing consent validity	Amendment in consent to operate shall be issued with the condition that amendment is issued as per MOEF's clarification regarding Change in product mix dated 14.12.2006.
9	M/s. Gharda Chemicals Ltd., Plot No. B-27/29, MIDC Phase-I Dombivli, Dist. Thane.	Not Approved Amendment in consent for Change in Product Mix	----	It was decided to keep the case in abeyance till industry has complied with conditions of existing consent to operate i.e. installation of continuous stack and air monitoring stations.
10	M/s. Kansai Nerolac Paint Ltd. Plot No. F-1/2, F-2, F-3, MIDC Lote, Tal, Khed, Dist. Ratnagiri.	Approved Amendment in existing consent for rearrangement of production quantities	As per existing consent validity	Amendment in consent to operate shall be issued with the condition that 1. Amendment is issued as per MOEF's clarification regarding Change in product mix dated 14.12.2006. 2. Applicant shall submit BG of Rs 5 lakhs towards compliance of consent conditions.

11	M/s. Sany Heavy Industries India Pvt. Ltd., E-4, MIDC Chakan, Phase-II, Tal- Khed, Dist - Pune	Approved Renewal & 1st operate for expansion	31.8.2013	It was decided to issue amalgamated consent for renewal & 1 <sup>st</sup> operate for expansion.
12	Maharashtra Natural Gas Ltd, A-Block Commercial Building, Plot No. 27, Narveer Tanajiwadi, PMT Bus Depot, Shivaji Nagar, Pune	Approved Renewal	31.7.2015	It was decided to grant renewal of consent for CI of Rs. 118.50 Crs.
13	Hindustan Petroleum Corporation Ltd, Pune- Solapur Pipeline Project, HPCL Loni Kalbhor, Kadamwakvasti, Tal- Haveli, Dist- Pune	Approved Renewal	31.10.2015	It was decided to grant renewal of consent subject to confirmation of agreement with Maharashtra Enviro Power Ltd., regarding CHWTSDF Membership.
14	Sheth Developers Pvt. Ltd, No.1090 & 1092 of T.P.S. IV of Mahim, At- Appasaheb Marathe Marg. Prabhadevi, Mumbai	Not Approved Renewal	----	It was decided to issue SCN for refusal for 1. Not submitting Environment Statement. 2. Not submitting CESS details. 3. Not responding/ submitting the compliances as desired.
15	Macrotech Construction Pvt. Ltd, Lodha Pavilion, Appolo Mills Compounds, N.M Joshi Marg, Mahalaxmi, Mumbai.	Not Approved Renewal	----	It was decided to put up the case in next CAC meeting after getting details of Capital Investment in C to E & C to O and details of STP.
16	Arshiya International Ltd ( Free Trade Warehousing Zone), Vill- Sai, Tal- Panvel, Dist- Raigad	Not Approved Renewal	----	It was decided to issue SCN for refusal of consent for increase in CI without prior permission of Board.
17	M/s. Galaxy Surfactants Ltd. Plot No. V-23, MIDC Taloja, Dist. Raigad.	Approved Renewal	Corresponding to the consent fees paid	Industry has carried out production activity at increased capacity without obtaining consent to establish and operate from the Board.  Hence, it was decided to obtain a resolution from Company's Board that they have carried out production activity at increased capacity without obtaining consent to establish and operate from the Board and violated the provisions of Environmental Laws and in

				<p>future, they will not do such violations.</p> <p>Renewal of consent with amendment shall be issued with the condition that</p> <ol style="list-style-type: none"> <li>1. Applicant shall submit BG of Rs. 10/- lakhs towards O &amp; M of pollution control system so as to achieve consented standards.</li> <li>2. If industry authority fails to submit the above said resolution within one month period, consent will be treated as cancelled.</li> </ol>
18	M/s Pfizer Pharmaceutical India Pvt Ltd. Plot No 16, TTC MIDC, Turbhe Navi Mumbai.	Approved Renewal	31.12.2013	Renewal of consent shall be issued with amendment in HW conditions and with the condition that applicant shall submit BG of Rs. 5 lakhs towards O & M of pollution control system so as to achieve consented standards after obtaining requisite consent fees.
19	M/s. Polygenta Technologies Ltd., Gat No. 265,266, Vill. Avankhed, Tal. Dindori,Dist. Nashik. <a href="#">Click here for Amendment</a>	Approved Renewal	31.11.2013	<p>Committee noted that the JVS results are marginally exceeding the limits. Hence it was decided to forfeit BG of Rs. 1 lakh out of 5 lakhs of BG submitted.</p> <p>It was decided to grant renewal of consent to operate.</p>
20	Daund Sugar Ltd., (Sugar + Co-generation Unit), A/p- Alegaonn, Tal- Daund, Dist- Pune	Approved Renewal	31.10.2015	<p>It was decided to issue renewal of consent to operate with the condition that</p> <ol style="list-style-type: none"> <li>1. Applicant shall submit performance BG of Rs. 5/- lakhs towards O &amp; M of pollution control system so as to achieve consented standards.</li> <li>2. Overflow of spray pond should be connected to ETP.</li> </ol>
21	Daund Sugar Ltd., (Distillery Unit), A/p- Alegaonn, Tal- Daund, Dist- Pune	Approved Renewal	31.10.2013	It was decided to issue renewal of consent to operate with the condition that applicant shall submit BG of Rs. 2/- lakhs towards continuous compliance of consent conditions.
22	Dr. B. B. Tanpure S. S. K. Ltd., (Sugar Unit), At - Shrishivaji Nagarm, PO- Rahuri factory, Tal- Rahuri, Dist - Ahmednagar	Not Approved Renewal	----	It was decided to issue SCN for refusal and closure directions for not complying with consent condition and interim directions issued by the Board.

23	Samrudhi Sugar Ltd., Renuka Nagar, Dist - Jalna	Approved Renewal	31.7.2013	It was decided to encash/forfeit BG of Rs. 5 lakhs towards not meeting the effluent standards and to issue renewal of consent with condition that applicant shall submit fresh BG of Rs. 10 lakhs towards O & M of pollution control system so as to achieve consented standards.
24	Mira Bhayendar Municipal Corporation (STP), Dist - Thane	Approved Renewal	31.12.2013	It was decided to issue renewal of consent to operate for two STPs at Jessal Park & Shrushti complex, shastri nagar after obtaining requisite consent fees and separate applications for C to E of other 10 STPs shall be called from concerned RO/SRO.
25	Vikas SSK Ltd., (Sugar + Co-generation) Vaishali Nagar, Tal & Dist - Latur	Approved Renewal	31.7.2013	It was decided to issue amalgamated renewal of consent for sugar & co-gen and BG period shall be extended upto consent period.
26	Raymond UCO-Denim Pvt Ltd C-1 MIDC Lohara, Dist - Yavatmal	Approved Renewal	30.11.2015	It was decided to issue renewal of consent to operate with the condition that applicant shall submit BG of 5 lakhs towards O & M of pollution control system so as to achieve consented standards.
27	Navi Mumbai Municipal Corporation (STP Plant) First Floor, Belapur Bhavan, Belapur, Navi Mumbai - 400 614	Approved Renewal	31.12.2017	It was decided to issue renewal of consent to operate.
28	Kumbhi Kasari SSK Ltd. (Sugar) Kuditre, Tal- Karveer, Dist- Kolhapur	Approved Renewal	30.10.2013	Existing BG of Rs. 5 lakhs shall be extended till consent period and It was decided to issue renewal of consent to operate with the condition that applicant shall submit BG of Rs. 3 lakhs towards installation of wet scrubber/ESP by 30.04.2013.
<b>Review Items</b>				
1	M/s. Chiplun Steel Rolling Mills, C-10, MIDC Kherdi, Tal- Chiplun, Dist - Ratnagiri			The committee is of the view that as the old unit was not in operation well before the existence of RRZ policy, 2009, it may be considered as good as new industry and as per RRZ policy, 2009 no new industries are allowed in the "no development zone". Hence, it was decided to issue refusal of consent to establish.

2	Monitoring mechanism in respect of the consenting units, specifying frequency of visit by field staff with monthly reports to be provided to CAC/CC regarding status of the units, Directions issued etc.			Not taken up for discussion due to shortage of time.
3	Processing of applications of construction/ infrastructure projects for consent to 1st Operate( Clarification on construction projects regarding obtaining completion certificate)			
4	Clarification about the requirement of Environmental Clearance in respect of construction project (Complaint from M/s. Khan Mohd. Haseeb M against M/s. Kay Bee Developers Pvt. Ltd., for carrying out construction without obtaining Environmental Clearance)			
5	Compliance Matrix/ Criteria for the concerned -Industry being consistently applied across various geographical location across various units in the state			
6	Process Flow diagram & standards for sugar industries & Co-Generation Power plant			
7	Process Flow diagram for Construction Project			

General Points:

1. Committee observed that some proposal had no details of project/activity to which the consent is to be granted. Hence to avoid such irregularities it was decided that henceforth, agendas to be placed before CAC meeting shall include draft consent copy.

2. In cases where reports on “no increase in pollution load” is required, MPCB shall refer such cases to NEERI for assessment and MPCB shall obtain the necessary required fees from industries to pay the charges to NEERI for such assessment.
3. Committee also noted that some application are being returned to the industry without approval of the sanctioning authority, hence it was decided to reiterate the circular that the cases should not be returned without permission of consent granting authority as per delegation of powers.
4. During the discussion in the meeting, HODs informed that there is some need for amendment in procedure for refusal /review / revocation and BG forfeiture/ encashment of consent as per delegation of Powers,2008. Sr. Law Officer shall re-circulate the office note/ file of the same for comments from HODs.
5. For the industries, excluding construction activity, which attracts EC, C to E shall be granted with the condition of submission of BG of Rs. 5 lakhs for not taking any effective steps towards implementation of project before obtaining EC and for the industries which attract EC and have already taken effective steps towards implementation of project the condition of submission of BG of Rs. 10 lakhs shall be imposed in the consent to establish. In case of construction projects earlier circular will be applicable but if the project proponent started the construction work without obtaining C to E and EC, in such cases double the amount of BG mentioned in the circular for condition of construction project.
6. All HODs have raised their concern about ambiguities in different circulars issued earlier viz., BG, Lapse period fees, etc., in this regard it was decided to call a separate meeting to take review on various circulars issued from time to time as well as action taken on general points, specific conditions, BG compliance etc.
7. It was noticed by the committee that some of the sugar units have not provided adequate APC system as per CREP guidelines. It was decided to issue direction/ to amend the consent for such non-complying sugar industries by stipulating time upto 30.04.2013 & BG of Rs. 3 lakhs to ensure the compliance.

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