

MAHARASHTRA POLLUTION CONTROL BOARD

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Kalpataru Point, 2nd - 4th Floor
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Mumbai-400 022.

No.BO/CAC-Cell/Refusal/TB/B- ~~CAC-0234~~ / CAC-0234

Date : 22/03/2017

To,

M/s. Pilot Construction Pvt. Ltd.

Redevelopment Project at Sion Koliwada, under DCR 33 (7) of 'Shiv Koliwada CHS Ltd. on land bearing C.S. No. 6 (pt) of Sin Division with SRA of Akar CHS Ltd under DCR 33(10) on C.S. No. 6 (pt) Sion, Mumbai

Sub: Refusal of Consent to 1st Operate (part) under Section 27 of the Water (Prevention & Control of Pollution) Act, 1974 and Section 21 of the Air (Prevention & Control of Pollution) Act, 1981.

Ref:

1. Consent to Establish granted vide BO/RO-Mumbai/RO(P&P)/EIC-MU-1380-10/E/CC-261 dated 09.07.2010.
2. Your application for consent to 1st operate (part) dated 07.01.2016 and same was forwarded by SRO Mumbai-I vide CO160300014 dated 16.03.2016.
3. Report submitted by SRO Mumbai-1 vide letter dated 07.01.2016
4. Minutes of the 2nd Consent Appraisal Committee meeting of 2016-2017 held on 02.06.2016.
5. Show Cause Notice issued by the Board vide BO/CAC-Cell/TB/B-3374 dated 12.08.2016.
6. Minutes of the 7th CAC meeting of 2016-17 held on 24.01.2017 (Booklet no. 30).

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WHEREAS, Board has granted Consent to Establish for Construction of Residential and Convenience Shopping Complex vide above referred letter at Sr. no. 1 under section 25 of the Water (Prevention of Control of Pollution) Act, 1974, under section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Hazardous Wastes (Management, Handling & Transboundry) Rules, 2008. with certain terms and conditions

AND WHEREAS, Board office is in receipt of your application for grant of Consent to 1st Operate (Part) of Residential and Convenience Shopping Complex vide above referred letter at Sr. no. 2. for Residential Building under section 26 of the Water (Prevention of Control of Pollution) Act, 1974, under section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Hazardous Wastes (Management, Handling & Transboundry) Rules, 2008.

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AND WHEREAS, your said application was discussed in 2nd Consent Appraisal Committee meeting of 2016-2017 held on 02.06.2016 and it was decided to issue SCN for refusal of 1st Consent to Operate (Part) and stop work order due to following non-compliance.

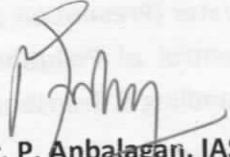
- (1) You have completed the construction of two rehab buildings in 2013 and also given the possession without obtaining consent to operate from Board.
- (2) You have failed to provide STP & rain water harvesting system to the said completed rehab buildings as per the condition of Consent to Establish.
- (3) You have failed to provide OWC for treatment of bio-degradable solid Waste.
- (4) You have failed to submit BG or Rs. 5 lakhs as per the condition of Consent to Establish.

AND WHEREAS, accordingly Board has issued Show Cause Notice for refusal of Consent to Operate and stop work order vide above referred letter at Sr. no. 5 dtd. 12.08.2016 due to above non-compliances.

AND WHEREAS, your said application of Consent to 1st Operate (Part) of Residential and Convenience Shopping was re-submitted before the 7th Consent Appraisal Committee (CAC) Meeting of 2016-2017 held on 24.01.2017 and committee noted that you have not submitted the reply till date, therefore Committee has decided to Refuse the Consent to 1st Operate (part) and issue stop work order due to various non-compliances observed.

NOW THEREFORE, your application for grant of Consent to 1st Operate (Part) of Residential and Convenience Shopping is hereby refused under section 27 of the Water (Prevention and Control of Pollution) Act, 1974 and under section 21 of the Air (Prevention and Control of Pollution) Act, 1981 and Hazardous Wastes (Management, Handling & Transboundary Movement) Rules, 2008.

You may prefer Appeal against the refusal order passed by Maharashtra Pollution Control Board, in case aggrieved by this order, to Appellate Authority within a period of 30 days from the date of receipt of the Refused order.


(Dr. P. Anbalagan, IAS)
Member Secretary

Copy to:-

1. Regional Officer, MPC Board, Mumbai.
2. Sub-Regional Officer, MPC Board, Mumbai-I - For information and follow-up action.