

**MINUTES OF THE 158th (Day 4) MEETING OF MAHARASHTRA COASTAL
ZONE MANAGEMENT AUTHORITY HELD ON 25th May, 2022**

The 158th (Day 4) meeting of the Maharashtra Coastal Zone Management Authority (MCZMA) was held under the Chairmanship of Principal Secretary (Environment). In view of present pandemic situation of COVID-19, it was decided to deliberate matters by using information technology facilities. Hence, the matters were discussed through Videoconferencing technology on Cisco WebEx platform on 25th May, 2022.

List of members present in the meeting is at Annexure-I.

Discussion Item No.6: Regarding construction of toilets in Mira Bhayander Municipal Corporation area - Calling Attention.

The Authority noted that a calling attention was raised in Winter Assembly, 2021, by legislature in which one of the concern was of destruction of mangroves and CRZ violations by constructions of community toilets by the Yuvak Pratishtan in Mira Bhayander Corporation area.

Hon'ble Minister for Environment & Climate Change during reply to calling attention announced that the matter will be investigated by appointing a committee. In compliance to proceedings, the Environment & Climate Change (Env & CC), GoM vide letter dated 16th February, 2022 constituted a one member committee under Additional Principal Conservator of Forest (APCCF), Mangrove Cell, Mumbai to examine and submit the report in the matter. As informed, site visits were conducted by Forest Department at 16 locations of toilets constructed by the Yuvak Pratishtan.

The office of APCCF vide letter dated 27.4.2022 submitted its report with location details to Environment and Climate Change Department, Govt. of Maharashtra. Meanwhile, the Env & CC Department vide letter dated 4.5.2022 sent details of the CRZ status of the 16 locations, determined from observing the coordinates provided by Mangrove cell and comparing with approved CZMP, 2011. Accordingly, CRZ status is as follows:


Member Secretary


Chairperson

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Sr. No.	Site Location	GPS Location	CRZ Status as per current applicable approved CZMP, 2011
1)	Murdhe Khadi, Jai Bamandev Nagar, Bhaindar (W)	N 19 17 58 E 72 50 9	CRZ-II
2)	Murdhe Khadi, Jai Bamandev Nagar, Bhaindar (W)	N 19 18 5 E 72 50 7	CRZ-II
3)	Near Murdhe Balodyan, Bhaindar (W)	N 19 17 56.6 E 72 50 00.3	CRZ-II
4)	Rai gaon Market, Bhaindar (W)	N 19 17 42.7 E 72 49 16	Non CRZ
5)	Raigaon, Dapka Ali, Bhaindar (W)	N 19 17 42.6 E 72 49 18.8	Non CRZ
6)	Shivneri Nagar, Near Kalidas Kini, Bhaindar (W)	N 19 17 47.9 E 72 49 04.9	CRZ-IA (Mangrove 50 m Buffer Zone)
7)	Chouk Gaon, Jan Hitkari Patpedhi, Bhaindar (W)	N 19 18 23.6 E 72 47 20.6	CRZ-II
8)	Pali, Bhaindar, Bhaindar (W)	N 19 17 34.2 E 72 47 08.3	CRZ-II
9)	Pali Ice Factory, Bhaindar (W)	N 19 17 22.6 E 72 47 10.1	CRZ-II
10)	Pali, Bhaindar, Near Rama Hotel, Bhaindar (W)	N 19 17 25.8 E 72 47 13.4	CRZ-II
11)	Uttan Patan Bandar,	N 19 17 17.9 E 72 47 10.7	CRZ-IA (Mangrove 50 m Buffer Zone)
12)	Uttan Velankani Church, Bhaindar (W)	N 19 16 26.2 E 72 46 49.1	CRZ-II
13)	Uttan Chikhal Khadi Samaj Mandir, Bhaindar (W)	N 19 16 41.4 E 72 47 0.9	CRZ-II
14)	Uttan Kodwada, Bhaindar (W)	N 19 16 38.9 E 72 47 04.1	CRZ-II
15)	Uttan Churchroad, Daryamata Dharm Mandir, Bhaindar (W)	N 19 16 59.6 E 72 47 10.9	CRZ-II
16)	Uttan Churchroad, Ajinkya Wada, Bhaindar (W)	N 19 16 51.5 E 72 47 12.1	CRZ-II


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As per above report, 16 toilets are constructed in Mira Bhaynder Corporation area. The panchnama carried out the Forest Dept during their site visit 22.2.2022 mentions that, mangrove vegetation at a 5 meter distance was observed near the site locations at Sr No. 1 and 2 in above table and mangroves are observed adjacent to site at Sr no. 3. The Authority noted that the said sites at Sr No. 1, 2 and 3 area situated in CRZ II area, as per approved CZMP, 2011. The Expert members discussed that the mangrove vegetation near the said sites may have come up, after the approved CZMP, 2011.

The Panchanma further states that mangrove vegetation is observed on the backside of the site at Sr No. 11. The Authority noted that approved CZMP, 2011 also confirms that the said site is situated within 50 m mangrove buffer zone.

The Authority from the approved CZMP, 2011 further noted that, Out of 16 toilets, two(2) toilets at Sr No. 4 & 5 are out of CRZ area, two (2)toilets are in CRZ-I area (Mangrove Buffer Zone of 50 meters) and remaining twelve (12) are in CRZ II area.

It was further noted that constructions in the CRZ area requires prior approval from MCZMA from CRZ point of view, in accordance with provisions of the CRZ Notification, 2011. Further, in case of constructions in CRZ-I area (Mangrove Buffer zone), prior permission from Hon. High Court, Mumbai is also required.

The Authority noted that from the records, it is observed that neither Yuvak Pratisthan nor concerned planning Authority or any other Govt Dept has sought prior permission from MCZMA and Hon'ble High Court for the construction of above said toilets.

During the meeting, Expert Member raised concern that necessary CRZ approval should have been obtained by the concern project proponent before construction of toilets. Proper disposal/ treatment of wastewater from toilets is necessary, otherwise, it may impact the immediate environment and create nuisance.

The Authority noted that the District Coastal Zone Management Authority (DCZMC) constituted vide GR dated 23.3.2011 is empowered to take action in case of violations of CRZ norms.

In the light of above, the Authority is of the opinion that necessary action shall be initiated in the above said matter. Accordingly, it was decided that the matter to be forwarded to District Coastal Zone Monitoring Committee (DCMZC), Thane for further appropriate action by following due process of law.


Member Secretary


Chairperson

Annexure I

List of members/officials present in the online meeting:

1. Mr. P. K. Mirashe, Representative from the Industry Dept, Member MCZMA
2. Dr. A. K. Chaubey, Ex Regional Director NIO, Expert Member, MCZMA
3. Mr. Maruti Kudale, Ex Director, CWPRS, Expert Member, MCZMA
4. Mr. Sunil Bhat, Dy Chief Engineer, MCGM, representative of MCGM, member, MCZMA
5. Mr. Narendera Toke, Director, Environment &CC and Member Secretary, MCZMA.


Member Secretary


Chairperson