

**MINUTES OF 28TH MEETING OF THE MAHARASHTRA COASTAL
ZONE MANAGEMENT AUTHORITY HELD ON 21-04- 2005 AT
COMMITTEE ROOM, 6TH FLOOR, MANTRALAYA, MUMBAI-400 032.**

The following were present

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| 1) | Principal Secretary,
Environment Deptt.,
Govt. of Maharashtra,
Mantralaya, Mumbai. | Chairman |
| 2) | Principal Secretary,
Revenue Deptt.,
Govt. of Maharashtra,
Mantralaya, Mumbai. | Member |
| 3) | Principal Secretary,
Urban Development Deptt.,
Govt. of Maharashtra,
Mantralaya, Mumbai. | Member |
| 4) | Prof. S.K. Gupta,
Head of the Deptt., C.E.S.E.,
IIT Pawai. | Member |
| 5) | Dr. Leela Bhosale,
Deptt. of Botany,
Shivaji University,
Kolhapur. | Member |
| 6) | Dr. Hrishikesh Samant,
Lecturer,
Deptt. of Geology,
St. Xaviers College,
Mumbai. | Member |
| 7) | Dr. D.B. Boralkar,
Member Secretary,
Maharashtra Pollution Control Board | Member Secretary |

Shri S. Aayapan, Director, Central Institute of Fisheries Education not attended any meeting since last so many meetings. The Chairman specifically noted his long absence.

Shri Surendra Jadhav, Dy. Secretary (Tech.), Environment Deptt., Govt. of Maharashtra, Shri D.T. Devale, and Shri A.B. Jain, Sr. Law Officers of the Maharashtra Pollution Control Board. Shri N. R. Rane, Desk Officer, Urban Development Deptt., Govt. of Maharashtra were present to assist the Authority.

The items placed before the Authority were considered and discussed at length. The following is the record of discussions and decisions taken thereon.

Item No.1 : Confirmation of the minutes of 28th Meeting of the Authority. held on 21/04/2005.

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Chairman of the Authority asked for comments if any about the minutes of the 27th meeting of the Authority from all the Members, no comments are received. The Chairman specifically asked the Member Secretary to check statement on follow up actions before taking final actions in respect of the decisions taken in the last meeting (27th) of the Authority. Chairman informed the Member Secretary to mention at Sr. No. 11 in follow up actions the name of National Coastal Zone Management Authority for recommendations of the proposal for re-classification of the area and for development of land as a special case for settlement of the families of the personnel taken part in the Kargil battle and affected in it. Similarly, it was decided to send proposal received for residential building on the plot No. 191 of Malbar Hill Division at Dongershi Road, Mumbai to GOI having investment more than 5 crores and accordingly, to make necessary correction in the follow-up actions at Sr. No. 15 of 27th meeting.

The Chairman asked Dr. Samant whether visit and inspection carried out by the Member/s of the Authority ? Dr. Hrishikesh Samant informed the Chairman about his visit alongwith Dr. S. K. Gupta on 20-04-2005. He was of the opinion that the bridge portion is not so far affected by the mangroves, however, on the Northern side, there has to be curve, having some mangroves at the end of the road. If it is maintained properly, there may not have any problem from the CRZ point of view. Dr. Samant was also of the view that, if the width of the road is decreased suitably, the proposal can be recommended subject to the condition that there should not be any destruction of mangroves.

The Chairman of the Authority decided to call the concerned Executive Engineer (Bridges), MCGM, Mumbai to explain his point of view. Shri P. V. Desai, Executive Engineer, MCGM informed the Members that the funds are already sanctioned and the proposal is considerably delayed. The cost of the project is being increased day by day. Dr. S. K. Gupta, Member was also of the opinion that, in case, the width of the proposed bridge on creek joining missing link in the proposal is decreased, the proposal can be cleared.

Chairman asked Executive Engineer to consider the views expressed by the Members. Executive Engineer (Bridges), MCGM after consulting his department agreed to construct a bridge at Millat Nagar, Andheri (W) on creek, of the width of 75 ft. and of the length given in the proposal.

It was therefore, decided to recommend the proposal to the Competent Authority after receipt of the revised project estimate in view of decrease of the width of the road.

Item No.2 : Statement of follow up actions taken in respect of Decisions in the 27th Meeting of the Authority.

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The information regarding follow up action taken arising out of the decisions taken in the last meeting (27th) of the Authority was noted. The changes suggested by the Chairman of the Authority are incorporated in the respective subject matters at serial number 4, 11 & 15 respectively.

Item No. 3 : Proposal received from Executive Engineer, PWD Ratnagiri for construction of Bridges on Jaitapur Creek in Ratnagiri District to recommend it to MoEF, GOI for grant of Environmental Clearance.

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The Chairman of the Authority expressed the view that, prima facie, the benefit is much more, in case, construction of bridges on Jaitapur creek in Ratnagiri District, since the bridge is stated to be a necessary for link the alignment of coastal highway and also the strong demand of the public of Jaitapur village and nearby for connecting Ratnagiri city by shortest distance by shortening the distance of about 50 -60 km. Dr. Leela Bhosale also agreed to the need of shortening the distance. Dr. Hrishikesh Samant, Member, invited the attention of the Authority to the enclosure of proposal i.e. EIA, not having in the prescribed format. Member Secretary of the Authority pointed out that, there is no such prescribed format for submission of the data on EIA. Dr. Leela Bhosale, Member, was of the view that this cannot be treated as an environmental impact assessment report. Dr. Samant as well as Dr. S. K. Gupta were also of the same opinion. The Principal Secretary, UDD, GOM suggested that, instead of accepting the above report as it is, it will be more appropriate to

ask the PWD Deptt. to follow the parameters laid down by the MoEF, GOI for EIA and to submit a fresh report to the Authority.

Dr. Leela Bhosale, Member, suggested that the Member/s of the Authority may visit the site and find out the factual position including the mangroves if any are available on this site. The Chairman of the Authority requested Ms. Bhosale to carry out an early visit to the site alongwith the Executive Engineer or his representative, the Regional Officer of the MPCB at Kolhapur and to submit report before next meeting for taking further decision in the matter.

Item No. 4 : **Order passed by Hon'ble High Court of Judicature at Mumbai in the P.I.L. No. 3246/2004 filed by the Bombay Environmental Action Group V/s. State of Maharashtra & Others dated 12.04.2005.**

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The Chairman of the Authority informed the Members the important orders passed by the Hon'ble Bombay High Court in the PIL No. 3246/2004 filed by the Bombay Environmental Action Group V/s. State of Maharashtra and Others on 12.04.2005, directing the State Government to protect 5 mangrove patches in the suburb and also instructing the Coastal Zone Management Authority to carry out a statewide satellite mapping on mangroves within two weeks time and to repeat it in May before the monsoon.

Dr. Hrishikesh Samant, Member of the Authority made it clear that, the satellite mapping gives the picture of the mangroves existence on a particular day and at a particular time and it changes from time to time. He also informed the Authority that, the above work is very technical and it requires a lot of caution and time consuming also. The Chairman of the Authority made it clear that since this is a Court directive, we have to follow it. Member Secretary of the Authority informed the Authority that, the MPCB has already written a letter to the Space Application Centre, ISRO, Ahmadabad & National Remote Sensing Agency, Department of Space, GOI, Balanagar, Hyderabad, and was awaiting their reply. Chairman pointed out that one expert agency is working in this field at Nagpur and being a government agency, we may consult the said agency and call its proposal. Member Secretary of the Authority also invited attention of

the Authority to the huge cost involved in such type of work and non-availability of funds and expertise with the Authority.

It was decided to call proposal from the Nagpur agency also and in the meantime to find out whether GOI can extend financial and expertise support for the above work.

Item No. 5 : **Application received from M/s. Fomento Resorts and Hotels Ltd., Cidata-de-Goa, Vainguinim Beach, Goa - 403 004, India.**

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The project proponent was called before the Authority to give presentation. However, during the course of discussions, it was unanimously decided to cause visit and inspection of the site in question in order to know the factual situation on site. It was also decided that, the visit of the all the Members of the Authority be fixed up on 23/24 April, 2005. Accordingly, it was decided to visit the site on 23/24 April, 2005 and to have presentation there only.

Item No. 6 : **Proposed slum rehabilitation scheme on plot bearing CTS No. A/791 (pt) of Mahi, Bandra reclamation area, Bandra (W) H West Ward, Mumbai- 400 050.**

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The UDD had already scrutinized an application received from the project proponent and offered its remarks that, as per sanctioned development of Mahim- Bandra Reclamation area falls in residential zone and not reserved for any public purpose and the land under reference falls under CRZ-II on landward side of existing D.P. Road. The Authority has decided to recommend the proposal being permissible activity. It was unanimously decided that that the proposed slum rehabilitation scheme on plot bearing CS No. A/791 (Pt) of Mahim-Bandra Reclamation area, Bandra (W) H West Ward, Mumbai-400 050 is to be recommended to MoEF, GOI for CRZ clearance subject to the existing local town and country planning Regulations including norms of FSI permissible as on 19.02.1991. However, no mangroves should be cut at site in question.

The Table Items Nos. 1, 2, 3 are deferred for want of sufficient time for discussions.

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