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MINUTES OF THE 41st MEETING OF MAHARASHTRA COASTAL ZONE
MANAGEMENT AUTHORITY HELD ON 13th November, 2007

The following were present

The Secretary, Environment Department, Mantralaya, Mumbai-400 032	Chairman
The Addl. Chief Secretary, Urban Development Department Mantralaya, Mumbai 400 032.	Member
Dr. S. B. Chaphekar, Laxmi Niketan, 1st floor, 14, Thus Wadi, Thakurdwar, Mumbai 400 002.	Member
Dr. S. K. Gupta, Head of Department of CESE, Indian Institute of Technology, (IIT) Powai, Mumbai.	Member
Director, Central Institute of Fisheries Education, Mumbai	Member
Dy. Secretary (Tech.) Environment Department, Mantralaya, Mumbai 400 032.	Member Secretary

Addl. Chief Secretary (Rev.), Commissioner, Municipal Corporation of Greater Mumbai, Secretary (Fisheries), Secretary.(Industries), President, Vanrai Pratistan, Pune, and Dr. Leela Bhosale Members of Maharashtra Coastal Zone Management Authority were absent.

Item No. 1 : Confirmation of the minutes of the 40th meeting held on 22nd October, 2007.

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Minutes of the 40th meeting of the Authority held on 22nd October, 2007 were circulated. No modifications or objections came from any of the Members. Minutes of the meeting were, therefore, confirmed.

Item No. 2 : Statement of follow up actions taken in respect of the decisions taken in the last meeting of the Authority.

Follow up actions in respect of decisions taken in the last meeting of the Authority were noted.

Item No. 3 : Environment Clearance of Navi Mumbai International Air Port - CZMP for Airport - Proposal by CIDCO

CIDCO official made a brief presentation and informed that the air travel demand of Mumbai Metropolitan Region required the second Airport in New Mumbai. It is further emphasized that the second air port at New Mumbai should be operational by 2013. The total cost of the project is Rs. 9970 Cr. and the expenditure for the first phase will be Rs. 4200 Cr.

The Authority asked about the exact area of land covered under Coastal Regulation Zone. The statement submitted by the CIDCO indicated that the total CRZ area is 722 ha., out of which CRZ-I 533.78 ha. (25.99%), CRZ-II 175.55 ha. (8.55%), CRZ-III 12.23 ha. (0.60%), water bodies 118.19 ha. (5.75 %), Balance Land 1214.26 ha. (59.12 %).

The National Coastal Zone Management Authority (NCZMA) in their meeting held on 30/10/2007 discussed this issue, the minutes of the meeting were circulated among the members. The NCZMA took a note of justification for locating the Airport in New Mumbai and decided to undertake amendment in CRZ Notification, 1991 with conditions such as conducting detailed hydrodynamic studies, geological studies etc. before reclamation of Creek / backwaters and low lying areas of the Coastal Regulation Zone. Afforestation in lieu of the trees/ mangroves destroyed during the construction shall be compensated as per the

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norms laid down by the Forest (Conservation) Act and Environment Protection Act, 1986. The amendment to the CRZ Notification shall be carried out after inviting public suggestions and objections from the various stake holders.

MCZMA deliberated the issue in details and decided that the CIDCO should make compensatory plantation of mangroves in lieu of the mangroves which will be destroyed for the construction of this Airport.

It is decided that the proposal be recommended to MoEF on above lines with a condition that CIDCO should give us a map showing the mangrove area to be destroyed and area where mangroves will be planted.

Item No. 4 : Construction of a dispensary and a maternity nursing home in 161, Versova, Mumbai by M/s Khorakiyawala Foundation

Addl. Chief Secretary, Urban Development Department explained the case in details and briefed the members regarding the court case.

It was brought to the notice of the members that MoEF vide letter dated 16/09/2007 has requested the MCZMA to indicate the exact CRZ category of the plot of M/s. Khorakiyawala Foundation. Accordingly, the Urban Development Department informed the Authority, that the land under reference is in CRZ-II as per the CZMP of Mumbai approved by MoEF vide letter dated 19/01/2000.

The Authority deliberated on the issue and decided that MoEF be informed that the CRZ classification of this plot as per the CZMP approved by MoEF on 20/01/2000 is CRZ-II.

Item No. 5 : Reliance Energy - CRZ Clearance for 4000 MW Power Plant and activities in CRZ area such as jetty etc.

The Authority was informed about the present development in the case and decided that the case be recommended to the MoEF after verifying the map submitted by the proponent with the approved CZMP map.

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Item No. 6 : Proposed Coal berth Jetty at Dehrand / Shahapur in Dharamtar Creek by - TATA Power Company Ltd.

The Authority was informed about the present development in the case and decided that the case be recommended to the MoEF after verifying the map submitted by the proponent with the approved CZMP map.

Item No. 7 : Concept Note based on the recommendations of the Swaminathan Committee Report

The Authority discussed the Swaminathan Committee Report and Concept Note. It is decided to bring the following points to the notice of MoEF.

1. As per MoEF Notification dated 22/03/2003 the activity under the public use such as worship, education, medical care and cultural activities need CRZ clearance from Government of India irrespective of the cost of the project. It creates unnecessary delay to the small projects for schools, primary health Centers where the cost of the project is below Rs. 1.00 CR. Therefore this clause should be deleted from the Notification.
2. The mangroves area needs to be properly defined in Notification. Presently even one or two mangrove trees do not allow to go ahead with the development of infrastructure projects and creates hurdles in the development process. Therefore, it needs to be defined properly in the Notification.

Item No. 8 : Preparation of Coastal Zone Management Plan of Greater Mumbai on cadastral scale

The Authority deliberated the issue and decided that the Environment Department should undertake the work for preparation of maps on 1:3960 scale as directed by the NCZMA on 30/10/2007 and submit these maps to MCZMA for vetting and to send them to MoEF.

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The expenditure required for this exercise be incurred from Maharashtra Pollution Control Board cess funds.

Item No. 9 : Application for approval under CRZ Regulations for Pedder Road viaduct.

The project proponent was absent and, therefore, the item is deferred. It is decided that the Project Proponent should make a detailed presentation regarding the project in the next meeting.

Item No. 10 : Proposal for redevelopment of existing Municipal Gymkhana situated near Shivaji Park - C.S.No. 1/497 (p) & 1/397, Mahim - Proposal by Municipal Corporation of Greater Mumbai.

Addl. Commissioner, MCGM explained the case in detail and the essentiality of development of Municipal Gymkhana at Shivaji Park. MCGM requested that the project has been conceived with one (1) FSI and therefore, the cost is more than Rs. 5.00 Cr.

Authority deliberated the issue and in view of the writ petition filed in the Hon'ble High Court, Mumbai, regarding granting 0.5 FSI to the gymkhana at Cooperage Ground, the Authority, decided to review the case in detail, therefore, the matter is deferred.

Item No. 11 : Proposal for reconstruction of Municipal Swimming Pool near Shivaji Park - C.S.No. 2/497, 4/497, 5/497 (pt), 6/497, 8/497 (pt), 498 & 499 (pt), Mahim - Proposal by Municipal Corporation of Greater Mumbai.

Addl. Commissioner, MCGM presented the case in details along with the maps. The Authority observed that the imaginary line drawn parallel to HTL is not joining the adjoining the structures, therefore it is not as per the guidelines mentioned in the MoEF letter dated 8/09/1998. MCGM presented that the swimming pool will not constructed beyond imaginary line, therefore, it should be permitted. The cost of the project is more than Rs. 5.00 Cr.

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The Authority deliberated the issue and decided to recommend the proposal to MoEF.

Item No. 12 : CRZ clearance for proposed MSW processing and disposal activities at Kanjur Village, Mumbai - Proposal by Municipal Corporation of Greater Mumbai.

Addl. Municipal Commissioner, MCGM presented the case along with consultant ILFS. It was explained that as per the Hon'ble Supreme Court order, the Kanjur marg site should be operational before January; 2008. Authority made inquiry whether the site is being developed as per the Solid Waste Handling rules 2000. MCGM explained that the site will be developed according to the Solid Waste Handling Rules, 2000 and land fill will be developed most scientifically and will be the best Municipal solid waste management facility in the whole of the country.

The total land proposed is 141.77 ha. Some of the portion of the land attracts CRZ Notification and is in CRZ-III as per the approved CZMP of Mumbai (19/01/2000).

The Authority deliberated the issue and decided to recommend the case to the MoEF.

Item No. 13 : Construction of Road and Bridges passing through CRZ area - Proposal by Mira-Bhyandar Municipal Corporation.

The project proponent was absent and therefore the item is deferred.

Item No. 14 :- TATA transmission line

The company representatives explained the proposal and it is decided to recommend the proposal for installation of transmission line in CRZ I and CRZ II area to MoEF.

The meeting ended with a vote of thanks to the chair and all the members of the Authority present were thanked by the Chairman.

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