

# MAHARASHTRA COSTAL ZONE MANAGEMENT AUTHORITY

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No.MCZMA-2008/CR 17/TC - II  
Office of the --  
Maharashtra Coastal Zone Management  
Authority,  
Environment Department,  
Room No. 217 (Annexe), Mantralaya,  
MUMBAI - 400 032.  
Dated : October 10, 2008

To,

Additional Chief Secretary,  
Revenue Department,  
Mantralaya,  
Mumbai-400 032

Dr. (Mrs.) Leela Bhosale,  
Department of Botany,  
Shivaji University, Kolhapur.

Pr. Secretary,  
Urban Development Department  
Mantralaya,  
Mumbai 400 032.

Dr. S. B. Chaphekar,  
Laxmi Niketan, 1st floor,  
14, Thus Wadi, Thakurdwar,  
Mumbai 400 002.

Pr. Secretary,  
Industries Department  
Mantralaya,  
Mumbai 400 032.

Dr. S. K. Gupta,  
Head of Department of CESE,  
Indian Institute of Technology,  
(IIT) Powai, Mumbai.

Secretary (Fisheries),  
Agriculture & A.D.F. Department,  
Mantralaya,  
Mumbai-400 032

President,  
Vanrai Pratishthan,  
Aditya Residency, 498 parvati,  
Mitra Mandal Chowk,  
Pune - 9.

Municipal Commissioner  
Municipal Corporation of Greater Mumbai  
Mahanagarpalika Marg, Mumbai

Director,  
Central Institute of Fisheries  
Education, Mumbai

Subject : Minutes of the 47<sup>th</sup> Meeting of the Maharashtra Coastal Zone  
Management Authority held on 26<sup>th</sup> September, 2008.

Sir/Madam,

I am directed to forward herewith the minutes of the 47<sup>th</sup> Meeting of the Maharashtra Coastal Zone Management Authority held on 26<sup>th</sup> September, 2008 and request you to communicate your suggestion, modification if any.

Yours Faithfully,



(Dr. B. N. Patil)

Deputy Secretary (Tech) and  
Member Secretary, MCZMA

Copy for information to :-

P.A. to Chairman, MCZMA & Secretary, Environment Department, Mantralaya,  
Mumbai 400 032.

**Minutes of the 47<sup>th</sup> meeting of Maharashtra Coastal Zone Management  
Authority held under Chairmanship of Secretary (Environment)  
on 26<sup>th</sup> September 2008**

The following members were present in the meeting.

Secretary, Environment Department, Mantralaya, Mumbai-400 032	Chairman
Municipal Commissioner, Municipal Corporation of Greater Mumbai, Mumbai	Member
Pr. Secretary, Urban Development Department Mantralaya, Mumbai 400 032.	Member
Secretary (Industries) Industry, Energy & Labour 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
Dy. Secretary (Tech.) Environment Department, Mantralaya, Mumbai 400 032.	Member Secretary

Additional Chief Secretary (Revenue), Secretary (Fisheries), President (Vanrai Pratishtan), Director (Central Institute of Fisheries Education) and Dr. Leela Bhosale could not attend the meeting. Chairman, MCZMA adjourned the

meeting for want of quorum. The adjourned meeting was taken up after 30 minutes.

**Item No. 1:** Confirmation of the minutes of the 46<sup>th</sup> meeting held on 9<sup>th</sup> July, 2008.

Minutes of the 46<sup>th</sup> meeting of the Authority held on 9<sup>th</sup> July, 2008 were circulated. No modifications or objections came from any of the Members except in item no. . 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: **Amendment / Correction in the Agenda & Minutes of the previous meetings.**

**3.1 The amendment in the minutes regarding decision taken in the case of M/s A.N.A. Developers in the 46<sup>th</sup> meeting**

After detailed discussion, it was decided by the Authority to modify the minutes of the 46<sup>th</sup> meeting in respect of M/s. A.N.A. Developers as follows:

"However proponent be allowed to **protect** the area as occupied by the existing platform as existing on 19.2.1991 as indicated with pink coloured legend on the map. Other legends on the map are not applicable for any consideration."

**3.2 Proposed basement parking on property bearing C S No. 356, Malabar Hill Division situated at 66, Nepean Sea Road, Mumbai 6. -**

It was informed to the Authority that in the agenda of the 44th meeting of the Authority, it was wrongly mentioned that the said plot is on seaward side of the Petit Hall. However, as per the CZMP of Mumbai, the plot falls in CRZ II and is on landward side of the Petit Hall as existed before 19/02/1991. Authority,

after verifying CZMP and Development Plan of Mumbai, took note of the necessary correction in the Agenda.

Item No. 4: **Public Interest Litigation No. 87/2006 - Bombay Environment Action Group V/s State of Maharashtra and Others – regarding mangroves destruction**

Order of the Hon'ble High Court, Mumbai dated 4/09/2008 was discussed in detail in the Authority. Authority was of the view that location of plot under reference needs to be verified as per the Coastal Zone Management Plan of CIDCO / Navi Mumbai to ascertain the CRZ classification as per prevailing CZMP of the said area. If, plot under reference falls in CRZ -I(i) or it has mangroves on it as per the MRSAC maps, development/ construction will not be permissible on the said plot. After deliberation Authority decided that verification on ground as per CZMP of the said area and MRSAC maps will require more time. Therefore, following decisions were taken by the Authority.

i) Survey of the area will be conducted by District Collector with concerned Town Planning officials, CIDCO and Navi Mumbai Municipal Corporation and will submit report regarding Coastal Regulation Zone as per the approved CZMP and maps of MRSAC to the Authority at the earliest. The report submitted will be placed before the Authority in its next meeting for deciding the matter as per CRZ Notification 1991 before reporting to Hon High court.

ii) Considering the above it was decided by the Authority to request the Hon'ble High Court to give extension of 4 months for submitting the report in the matter.

Item No. 5: **Permission for Proposed Construction of Coastal Road from the Junction of NH-4B near Navghar and along Karanja Creek to Chanje in Dronagiri Node area, Navi Mumbai.**

Officers from CIDCO presented the case to the Authority. The CIDCO officials informed that alignment of the proposed road was sanctioned in 1979/1980 Development Plan approved by Government. Thereafter, change in

alignment of the proposed road was also subsequently approved by the Government while approving revised Development Plan in the year 1985. Authority after deliberation, noted that as per CZMP of CIDCO around 2.30 m portion of the proposed road passes through CRZ II zone and as construction of roads in CRZ II area is a permissible activity and cost of the construction of proposed road is above Rs. 5.00 Cr. It was decided to recommend the proposal to MoEF.

Item No. 6: **CRZ clearance for Nagothane C2-C3 pipeline including crossing Dharamtar Creek of M/s. Reliance Industries Ltd., - Nagothane manufacturing Unit. --**

The representative of Reliance Industries Ltd. presented the proposal to the Authority. They informed the Authority that they are using Horizontal Direction Drilling (HDD) to place the sub sea pipe line. However, Dr. Gupta, expert member, insisted that the slurry should not be dumped in the CRZ area. It was decided that project proponent should submit details of

1. Location of disposal
2. Method of disposal
3. Quantity of slurry generated and
4. Method of dismantling existing pipeline and its disposal.

The project should be implemented in such a way that there is no damage whatsoever to the mangroves/other sensitive coastal ecosystems during operation of the project. The proposed pipeline passes through CRZ I (ii) and CRZ III. As pipe line is a permissible activity in the CRZ area and needs clearance from MoEF, Authority decided to recommend the proposal to MoEF subject to fulfillment of above conditions.

Item No. 7: **CRZ clearance for coal handling conveying and storage yard at Pawas Bay, Ranpar , Ratnagiri by M/s Finolex Industries Limited.**

The representative of M/s. Finolex Industries Ltd. presented the proposal before the Authority. The proposed activities i.e. closed conveying belt, transport

of raw materials and coal storage yard falls in CRZ I (ii) and CRZ III area as per the CZMP of the area. Since these activities and facilities essential for these activities are permissible in CRZ area and the cost of the project is more than Rs. 5.00 Crores, Authority decided to recommend the case to MoEF.

Item No. 8: **M/s Lavagan Dockyard Ltd. – Ship Repair facility**

The representative of M/s. Lavagan Dockyard Ltd. presented the proposal before the Authority. The proposed site falls in CRZ I (ii) and CRZ III area. As per the CRZ Notification,19/2/1991, Ship Repair facility is a permissible activity in the CRZ area and the cost of the project is more than Rs. 5.00 Crores, Authority, decided to recommend the case to MoEF subject to fulfillment of the following conditions:

1. Details of the construction to be carried out in the CRZ area including infrastructure and other facilities. It may be ensured that no administrative / residential area / office complex shall be located in CRZ area.
2. Measures should be taken to ensure that there is no polluting material utilized in ship repairing / building including paints.
3. No reclamation shall be carried out for the project.
4. Project Proponent should submit details of the hazardous materials to be handled and safety measures to be taken.
5. Details of monitoring including VOC.
6. Details of the measures taken for preventing exposures to hazardous substances such as paints etc. for the workers. International norms in this regards shall be followed.

Item No. 9: **Proposal of developing a cargo handling Jaigad Ports Infrastructure Private Limited 26-27**

The representative of M/s. Jaigad Ports Infrastructure Pvt. Ltd. explained their proposal to the Authority. It is proposed to extend the length of the existing

jetty up to 250 meters. During this activity sand bar of dimension 700 x 200 meters is proposed to be dredged. Hamburg Port Training Institute (HPTI) Hamburg, Germany, carried out detailed studies for proposed sand bar dredging and its effects on land mass. Similarly, the effects on waves and tides have also been studied by HPTI. CWPRS studied impacts of dredging activity in the navigational channel. As proposed activity is permissible in CRZ area, Authority decided to recommend the case to MoEF subject to submission of the reports of HPTI & CWPRS and recommendations made therein.

Item No. 10 : **Complaint against change in survey while preparing CZMP of Thane District by CESS & Thane Municipal Corporation.**

Pr. Secretary, Urban Development Department stated that the approved CZMP of Thane prepared by CESS should not be changed. It was also discussed that in view of draft CMZ Notification it would not be appropriate to carry out re-survey of the said areas and change the approved CZMP which may take long time and also require clearance from NCZMA. Further, Authority also noted that NCZMA in its meeting held on 2/06/2008 decided not to consider the proposals for change in the approved CZMP till CMZ 2008 is finalized. Authority further decided that projects falling in CRZ area should obtain permission of MCZMA/ MoEF as per the Notification dated 19/02/1991. However, projects in non CRZ area need not obtain permission of MCZMA. It was decided that Urban Development Department will take appropriate cognizance of the complaints received by them instead of constituting a separate committee.

Item No. 11 : **Development of plot bearing C.S.No. 1977 of Fort Division behind Yashodhan, Dinshaw Wachha Marg in 'A' Ward.**

It was decided to keep the proposal in abeyance.

Item No. 12 : **Reconstruction of North & South Stand and additions / alterations to existing stands of Wankhede Stadium on Plot bearing C.S.No. 9/1778 of Fort Division of D Road, Churchagate, Mumbai**

The proposal was discussed in the Authority meeting. The plot falls in landward side of the existing road in CRZ II area. Proposed alteration / reconstruction of the north and south stand involve projection on Mumbai University Ground and Ground of Hockey Association. Authority noted that as per the D.C. Rules prevailing as on 19/02/1991 the construction has to be done within the plot boundaries. Further, Authority also deliberated on the issue of FSI and it was noted that in the D C Rules of 1967 (sanctioned) and draft D C Rules 1987 there was no restriction of permissible FSI for construction of stadium. As per the CRZ Notification 1991 only FSI up to 15 % shall be allowed in respect of parks, play grounds and other open spaces falling in CRZ II. Work is proposed with 0.06 FSI and the cost of the project is more than Rs. 5.00 Crores, so Authority decided to recommend the proposal to the Ministry of Environment and Forest, Government of India.

Item No. 13: **Proposed additions/alterations of existing school bldg. on plot bearing CTS No. B-939 to B-947 of Village Bandra, Bandra (W), Mumbai 50.**

The proposal was discussed in the Authority meeting. The proposed reconstruction is in CRZ II area and towards the landward side of the existing road and is permissible as per the DC Rules existed on 19/02/1991. As proposed project for additions / alterations of existing School building needs clearance from MoEF, Authority decided to recommend the proposal to the Ministry of Environment and Forest, Government of India.



Item No. 14 : **Reconstruction of existing School Building on C.S.No. 14/593 & 15/593 of Darabsha Lane, Malbar & Cumbala Hill**

The proposal was discussed in the Authority meeting. The proposed reconstruction is in the CRZ II area and towards the landward side of the existing authorised structure and is permissible as per the DC Rules existed on 19/02/1991. As proposed project is for reconstruction of existing School building with cost more than Rs. 5.00 Cr. & needs clearance from MoEF, Authority decided to recommend the proposal to Ministry of Environment and Forest, Government of India.

Item No. 15 : **Reconstruction of existing Building on C.S.No. 1/701 & 1/702 of Malabar Hill Division, Bhulabhai Desai Road, Mumbai**

The proposal was discussed in the Authority meeting. The proposed reconstruction is in the CRZ II area and towards the landward side of the existing road and is permissible as per the DC Rules existed on 19/02/1991. The cost of the project is more than Rs. 5.00 Crores so it was decided to recommend the proposal to the Ministry of Environment and Forest, Government of India.

Item No. 16 : **CRZ clearance for Slum and MHADA Transit camp at CTS No. A/791 (pt) at Maouza Bandra, Bandra Reclamation**

The proposal was discussed in the Authority meeting. The proposed construction falls in CRZ II area and towards the landward side of the existing road and is permissible as per the DC Rules existed on 19/02/1991. The cost of the project is more than Rs. 5.00 Crores so it was decided to recommend the proposal to the Ministry of Environment and Forest, Government of India.

Table Item No. 1 : **Solid Waste Dumping in Coastal Regulation Zone area at Kanjur Marg, Mumbai.**

The Additional Municipal Commissioner, BMC, explained the various proposed activities involved in Municipal Solid Waste Management to be carried out in non CRZ area at Kanjur Marg dumping site which were superimposed on

the CZMP of Mumbai. It was decided to forward the same to MoEF for further necessary action.

**Table Item No. 2 : Navi Mumbai Air port Project by CIDCO**

The matter was discussed in the Authority. After deliberation Authority decided to request MoEF to do necessary amendments in the existing CRZ Notification 1991 to save escalation in proposed project cost. Authority also noted that this activity is permissible in CRZ area as per draft CMZ 2008.

**Table Item No. 3 : Reclassification of the land at Dolvi, Karav, Jui and Bapuji, Taluka Pen, Dist Raigad from CRZ-I to Non-CRZ**

The cases of Ispat, Raigad and Metro Infrastructure, Kanjurmarg for reclassification of CRZ area were discussed. In case of Metro Infrastructure, NCZMA in its meeting held on 2<sup>nd</sup> June, 2008 decided that Satellite Imagery from 1991 are to be procured from SAC, Ahmedabad to decide the matter. Similarly, in case of Ispat, MCZMA in its 43<sup>rd</sup> meeting directed to submit report from SAC, Ahmedabad for reclassification of their plot at Dolvi, Karav, Jui and Bapuji, Taluka Pen, Dist Raigad. Ispat vide its letter dated 25/09/2008 informed that SAC, Ahmedabad through its letter dated 4/09/2008 shown inability to carry out such studies as they have already taken up the tasks of updation of maps for the entire Indian Coast using the latest satellite data.

Authority deliberated on both the matters and decided to send both the cases to NCZMA for information and appropriate directions in the matter.

Meeting concluded with vote of thanks.

**Chairman, MCZMA**