

Minutes of the 7<sup>th</sup> meeting of the Maharashtra Coastal Zone Management Authority held on 28-08-2001 at 6<sup>th</sup> floor, Committee Room, Mantralaya, Mumbai-32.

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The following were present :

- 1) The principal Secretary,  
Environment & Energy Department  
Govt. of Maharashtra,  
Mantralaya, Mumbai-32. Chairman
- 2) Shri A.P.Sinha,  
Principal Secretary,  
Urban Development Department,  
Govt. of Maharashtra,  
Mantralaya, Mumbai-32. Member
- 3) Shri A.D.Diwan,  
Asstt. Director General  
(Marine Fisheries)  
Indian Council of Agricultural Research,  
New Delhi. Member
- 4) Shri Munshi Lal Gautam,  
Member Secretary,  
Maharashtra Pollution Control Board,  
Mumbai-1. Member Secretary

Principal Secretary, Revenue & Forests Department, Govt. of Maharashtra Member and Dr.Leela Bhosale, Member could not attend the meeting. Leave of absence was sought by both of them, which was granted by the Chairman.

The matters placed before the Authority were discussed in detail. Following is the gist of the discussions and decision taken.

Item No.1 : To confirm the minutes of the 6<sup>th</sup> Meeting of the Maharashtra Coastal Zone Management Authority held on 30.07.2001.

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The minutes of the 6<sup>th</sup> meeting of the Maharashtra Coastal Zone Management Authority held on 30.07.2001 were circulated amongst the members vide letter bearing No. MCZMA/95, dated 14.08.2001 with a request to forward suggestions, comments if any.

The Member Secretary of the Authority read out the minutes. The Principal Secretary, Urban Development Department, Govt. of Maharashtra suggested a modification to the minutes in respect of Item No.3 at the bottom of the 1<sup>st</sup> paragraph at page No.3. The last line of the 1<sup>st</sup> paragraph is amended accordingly as under :

The members felt that the demarcation be done by Chief Hydrographer, Govt. of India or an agency/organization duly authorized by Ministry of Environment & Forests, Govt. of India.

With this change, the minutes were approved.

Item No.2 : Complaint received from Rishi Agarwal an activist of Lokhandwala Complex Environment Action Group regarding dumping of Debris and destruction of mangroves at Lokhandwala Complex, Andheri on coastal land.

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Member Secretary of the Authority gave a brief background of the complaint. He further informed that due to illegal reclamation by dumping of debris, the mangroves have been destroyed. The Principal Secretary, Urban Development Deptt. Suggested that since it is a clear case of violation of the provisions of CRZ Notification, 1991 action under Section 5 of the Environment (Protection) Act, 1986 should be taken against M/s.

Oshiwara Land Developer Co.Pvt.Ltd. He further suggested that a reference be made to the local police to complete the investigation of the complaint lodged by Tahasildar, Andheri. The Chairman opined that before issuing directions under Section 5 of the Environment (Protection) Act, 1986, it would be appropriated to issue proposed directions inviting explanation from M/s. Oshiwara Land Developers Co.Pvt.Ltd. On receipt of reply, appropriate directions will be issued by the Authority.

This was agreed by the Members.

Item No.3 : Proposal for redevelopment of slum properties bearing Nos.30(pt), 31(pt) of Village Juhu and 195(pt) of Village Andheri under slum rehabilitation scheme for new Sangamner CHS Ltd; and New Kapaswadi Juhu Ekta Co.Op.Hsg.Society Ltd:- Draft Order for circulation.

The draft order circulated for perusal of the members was discussed at length. Member Secretary informed that based on the report furnished by Centre for Earth Science Studies, Thuruviikkal P.O. Akkulam, Trivandrum, an agency approved by Ministry of Environment and Forests, Govt. of India for demarcation of HTL and LTL as well as the site inspection carried out by the Chairman and Members of the Authority, the case appears to be a fit case to be recommended to National Coastal Zone Management Authority for carrying out necessary modifications in the relevant area in CZMP of Greater Mumbai. While endorsing this view, the Chairman informed that the quantity of Saline Water reaching the sites in question is very meager and negligible. He further stated that the authority will have to take a realistic view in the matter.

The Principal Secretary, Urban Development Deptt. was of the view that the Centre for Earth Science Studies (CESS) report in respect of both the sites are not fully descriptive and ignores demarcation of HTL done by Chief Hydrographer, Govt. of India.

The applicants, both the Bombay Environment Action Group and Gorai Machhimar Sahakari Sanstha objected to the submissions made by the respondents and stated that the respondents have not even cleared the pipes which were found to be blocked during the visit of Chairman and Members of the Authority to the site.

The Chairman of the Authority informed all concern that it has been clearly established that the action of reconstruction/repair of the bandhara in question is causing damage of mangroves. He, therefore, called upon the respondents to explore the possibility of saving/restoring/maintaining mangroves on the subject land and come up with a comprehensive plan from a credible agency.

After due deliberations and after hearing all the parties at length, it was decided to grant time up to 28.9.2001 to M/s. Pan India Parayatan Ltd: to appoint an appropriate agency and submit a report. It was also decided and directions were given to M/s. Pan India Parayatan Ltd: to open the pipes which were found to be choked during visit of the authority to the site immediately. The respondent agreed to comply with these directions within two days.

The meeting terminated with a vote of thanks to the Chair.