

Proceedings of the Karnataka State Coastal Zone Management Authority (KSCZMA) Meeting held on 27th November 2009 at Committee Room No. 253, Multistoried Building, Bangalore under the Chairpersonship of the Principal Secretary to Government, Department of Forest, Ecology & Environment (DFEE), Bangalore.

Members present: As per the list enclosed.

The Chairperson welcomed the members and the other officers present and the agenda was taken up for deliberation and decision.

Agenda No. 1:- Issue of CRZ clearance for laying the pipeline corridor at Yellur of M/s. Udupi Power Corporation Ltd. (FEE 25 CRZ 2009)

M/s Udupi Power Corporation Ltd. made a presentation and requested for CRZ clearance to lay the corridor for the proposed 2x600 MW thermal power plant project at Yellur Udupi district.

The Regional Director (Env), Udupi has inspected the spot and has reported as follows:

- (a) The main plant is at Yellur which is nearer to 6 Km from the coast.
- (b) The cooling water intake and outfall point in the coast is proposed at Yermal.
- (c) The proposed pipeline runs to a total distance of 598 Meters out of which 520 Meters in CRZ-III and 78 Meters in CRZ-I. The corridor is 25 M wide all through.
- (d) The extent of land in CRZ-III is 13000 m² and CRZ-I is 1950 M² and these area is patta land with coconut grove, paddy fields and areca plantation. No habitation is coming across the pipeline.
- (e) KIADB has notified the area and the acquisition process is almost completed.
- (f) The intake point is 1430 M inside the sea and the outfall point is 670 Meter from the coast.

The Authority noted that the industry has already been given Environmental Clearance by the Ministry of Environment and Forests, Government of India vide letter dated 09.09.2009 and the present proposal is for the clearance under the provisions of CRZ notification.

While replying to the query raised by the Principal Secretary, Tourism and the Secretary Environment with regard to the effect of the project on the aquatic environment, the proponent clarified that sea water is drawn at a rate of 10,000 m³/hour and it is used mainly for the cooling purpose. The discharge water will have a salinity of 50 ppt and get diluted within one hour. As per the report of NIO, Goa the impact of increase in the salinity is felt in a radius of 100 Meter from the outfall point. In response to the query

raised by Sri. Suresh Heblikar, the Member the proponent further submitted that the temperature of the outfall water will be more or less same as that of the surrounding water. The Director of Fisheries who was representing the Principal Secretary, Animal Husbandry and Fisheries sought to know at what depth the intake and outfall pipes are laid. In response the proponent submitted that the pipes of 1,400 mm dia which are made of Glass Reinforced Plastic (GRP) will be buried at depth of 3 to 4 meters with a gradient and clarified that there will not be any hindrance for the fishing operations.

The proponent submitted that a corpus fund of Rs. 5 crores will be maintained in order to cater to the needs of corporate social responsibility which includes center for supply of artificial limbs, meeting educational requirements of the nearby villages, mobile medical facilities, supply of clean drinking water, etc at a cost of at least one crore per annum.

Sri Suresh Heblikar, the member suggested to undertake providing good sanitary facility and development of green belt in the nearby villages. The proponent has accepted the proposal and made a submission that the industry premises will have at least 30% greenbelt and greening of adjacent villages will be undertaken depending upon the availability of the land. The Authority suggested to undertake development of greenery along the pipeline corridor also.

The Secretary, Environment sought to know the details of villages in 5 Km radius surrounding the project site and brought to the notice of the authority the report of National Environment Engineering Research Institute (NEERI) conducted on the impact of Thermal Power Stations. On emission of SO₂, NO_x and SPM it is stated that the affect of these emissions is felt up to 5 km from the plant. It is observed that around 6.5% of population living within a 2 km radius of the plant suffers from respiratory disorder, while the figure decreases to 3.2% at a distance of 2.5 km and becomes negligible (0.91%) at over 5 km from the plant. Thus it can be inferred that people living within 5 km radius of coal based power plant suffer from respiratory ailments. The Secretary suggested that a programme has to be drawn by the industry for taking up afforestation in a radius of 5 km around the plant.

The Secretary, Environment has also brought to the notice about the environmental impacts of coal power waste generated and submitted that considering the NEERI study on similar other Thermal project, in this project more than 2.75 lakh tons of ash/Annum and more than 4 lakh tons of sludge/Annum from the smokestack is going to be generated. Therefore disposal of ash and sludge is to be taken care so as to avoid contamination of ground water by arsenic, mercury, chromium and cadmium. In response to this, the proponent submitted that they have entered into a MoU with ACC cements and will ensure 100% utilization of fly ash/sludge within next four years. The proponent submitted that they have entered into a MOU with ACC Cements for 100 % utilization of fly ash. He also submitted that the cent percent fly ash utilization will be achieved within next four years.

While replying to Sri M.D.N. Simha who was representing the Chairman, KSPCB the proponent clarified that all precautions are taken to prevent leakage of water during pumping. The Authority also suggested to ensure that storage tanks do not over flow.

The Authority observed that the facilities for intake of cooling water and outfall for discharge of treated waste water/cooling water from thermal power plant is a permitted activity as per para 3 (2) (iii) of the CRZ Notification . The activity requires clearance from the Ministry of Environment and Forests, Govt. of India.

The Authority after discussion decided to recommend the proposal to Govt. of India after obtaining the details of villages surrounding the industry within 5 Km and proposal for development of afforestation activities covering over an radius of 5 Km and the greenbelt particulars and specific social commitment plan for the benefit of nearby villages with annual budget and the works proposed. The proponent shall furnish the management plan for handling and disposal of Fly ash/ sludge. The copy of MoU said to have been entered into with ACC cements for 100% utilization of fly ash/sludge be also submitted.

Agenda No. 2 :- Issue of CRZ clearance for the construction of liquid cargo jetty Berth No.13 in the existing Oil dock arm at New Mangalore Port by NMPT, Mangalore (FEE 40 CRZ 2008)

The New Mangalore Port Trust have requested for CRZ clearance for the construction of the infrastructure in the port limits by adding a liquid cargo jetty Berth No.13 in the existing Oil dock arm. The construction involves the following facilities.

- (a) A berth of size 350 Meters
- (b) Two pairs of breasting Dolphins on either side of the jetty head of size 13.4 Meter x 13.96 Meter
- (c) Six mooring Dolphin of size 10.8 Meter X 10.8 Meter

The facilities designed for ships of 1,50,000 DWT tankers with 17 Meter draft. This facility is required to cater the needs of MRPL to their expanded refinery capacity.

The Regional Director (Env), Mangalore has inspected and has reported that the proposed jetty will be constructed in place of the existing temporarily jetty which is called virtual jetty.

The proponent made a presentation before the Authority with regard to the proposed activity and the need for such an expansion. The proponent also explained the environmental safeguards and safety measures that are proposed during the construction of the oil jetty.

The Authority noted that operational construction for ports and harbours requiring water frontage are permitted activities as per para 3 (2) (ii) of the CRZ Notification and requires clearance from MoEF, Government of India.

After discussion the Authority decided to recommend the proposal to Ministry of Environment and Forests, Govt. of India for further needful after submission of plan for handling leakage etc. during operation and submission of social commitment plan.

Agenda No.3 :- Issue of CRZ clearance for the expansion of the infrastructure in the port of New Mangalore Port Trust (FEE 10 CRZ 2009)

The New Mangalore Port Trust have requested for CRZ clearance for the expansion of the infrastructure in the port limits by adding a western dock arm. The expansion involves the following facilities.

- (a) Construction of four berths 15,16,17 and 18 to facilitate handling of bulk cargo and containers. (Berth No.15 proposed for captive user M/s. Udupi Power Co. Ltd is said to have been cleared by the MoEF).
- (b) The berths will be of 700 Meters length and 25 – 40 Meters width.
- (c) No covered storage yard but there will be open storage yards for storing cargo / containers.

The Regional Director (Env), Mangalore has inspected the spot on 18.11.2008. It is reported that the activity involves an area of 110 acres if port estate. Dredging of 50 acres is involved for ship berthing. About 3 Million cum of dredged material is proposed to be dumped in the designated dump ground which is presently used for dumping the material during maintenance dredging.

The proponent made a presentation before the Authority with regard to the proposed addition of western dock arm. The proponent also explained the environmental safeguards and safety measures that are proposed during the construction of the berths. During the presentation the proponent informed that the dredged material will be disposed off in the designated disposal site in the sea. The chairperson sought to know the impact of such a dump on the marine life. The proponent submitted that CWPRS and College of Fisheries, Mangalore have conducted study in this regard and confirmed that there is not much impact on the marine life, The proponent also informed that the Collage of Fisheries, Mangalore is continuously monitoring the effect of dump on water quality and on marine life. The proponent further submitted that the dump will be below 20 meters from the Chart Datum (CD).

Sri Suresh Heblikar, the member sought to know whether any bathimetry study has been conducted to ensure that the wave pattern are not affected due to disposal off dredged material or by the construction of the proposed berth. The proponent informed that the CWPRS study reveals that the dredged material is finally moving towards the north western direction and it is not affecting the wave pattern.

While responding to the query regarding the corporate social responsibility the proponent informed that an amount of Rs.1 to 1.2 Crores has been spent for the social work including educational expenses of the students from the nearby areas. The Chairperson desired to know the specific activity and the budget earmarked in this regard.

Sri Suresh Heblkar suggested that the social commitment should also include components for the conservation of eco-system and improvement of environment. It was suggested to take up integrated coastal protection plan including development of coastal green belt and also coastline erosion arresting technique.

The Authority noted that the operational construction for ports and harbours requiring water frontage are permitted activities as per para 3 (2) (ii) of the CRZ Notification and requires clearance from MoEF, Government of India.

After discussion the Authority decided to recommend the proposal to Ministry of Environment and Forests, Govt. of India after submission of a plan to undertake plantations/conservation of Eco-system in consultation with the Regional Director (Env).

Agenda No.4 :- Issue of CRZ clearance for the establishment of Barge building yard at Honnavar port of M/s. Master Shipyard (FEE 45 CRZ 2009)

M/s. Master Shipyard Pvt. Ltd, Kochi has requested for CRZ clearances for the establishment of a Barge building yard at Honnavar port in Uttara Kannada District. The activity involves construction of three Boat building Bays, Fabrication and blasting sheds compound wall, office and administrative blocks and a skid-slipway. The expected investment is Rs.98.3 lakhs.

The proposed land of 25300 Sqm has been allotted to the proponent by the Port Department on lease basis for a period of 5 years.

The Regional Director (Env), Karwar has inspected the spot on 04.03.2009 and has reported as follows:-

- (a) The said area is situated on the right bank of Sharavathi river and is classified as CRZ-II as per Coastal Zone Management plan.
- (b) The area is plain and devoid of any vegetation.
- (c) There are no sanctuaries or National parks within 10 Kms radius.

The proponent made a presentation before the Authority with regard to the proposed activity. The proponent made point that it is an activity that need water frontage. It was explained that due to the recent amendments in the marine laws small barges are allowed to be operated within the 12 nautical miles for transport of cargo from one port to the other in the country. The kind of barges that the proponent intend to construct will purely reduce pressure on the road traffic presently caused due to movement of heavy vehicles/cargo carriers. The company also intends to construct small slip way to slide the barges into the river. The draft available in the river is sufficient for the movement of the proposed barges. The proponent further submitted that the Port Department has allotted separate shed towards the landward side of the existing site for accommodating staff and establishment of the office and therefore, no office building or the staff quarters will be built within the barge construction premises.

The proponent submitted that they have a similar plant at Kochi with a capacity to build 5 barge at a time. The proposed unit intends to build 3 barges at a time.

While responding to the query raised by the member Sri. Suresh Heblkar, the proponent clarified that there will be only 8 to 10 labourers who will be accommodated in the designated quarters for which the existing sanitary facilities of the Honnavar Municipality will be utilized.

The Secretary to Government, Environment Department sought to know the social commitment plan proposed by the company. The proponent clarified that the company intend to establish a training school for building capacity amongst the local people for the barge building profession as it is a growing field. The proponent clarified that no such expertise/facility is available in Karnataka right now.

While replying to the query raised by the Director of Fisheries who was representing the Principal Secretary to Govt., Animal Husbandry and Fisheries Department the proponent clarified that the proposed activity is situated on the other side of fishing harbour and therefore it will not create any hindrance for the movement of fishing vessels. The proponent further submitted that the local fishermen association has given a written consent of no objection for the proposed activity.

The Authority observed that boat building / ship building is an activity requiring foreshore facility. Such activities are permitted in the CRZ Notification as per para 3 (2) (ii) and requires clearance from MoEF, Government of India.

After discussion the Authority decided to recommend the proposal to Ministry of Environment and Forests, Govt. of India after submission of commitment with regard to the establishment of maritime training institute, afforestation programme and specific social commitment plan for the benefit of local with the budget provision and time frame.

Agenda No.5 :- Issue of CRZ clearance for construction of infrastructure development facility at Belikeri Port of M/s. Gujarath NRE Coke Ltd. (FEE 14 CRZ 2009)

M/s. Gujarath NRE Coke Ltd., Kolkata have submitted a proposal for CRZ clearance for the construction of Jetty at Belikeri port. The activity involves:

- (a) Reclamation of 60,000 Sqm (300 M x 200 M) within Belikeri port.
- (b) Construction of a captive jetty consisting of Trestle (1000 M long X 10 M wide) extending from the water front side of the above reclaimed area up to a water depth of 4 M (CD) connected to a Berthing jetty (200 M wide x 20 M broad) for berthing of barges and handling coking coal and coke.

The proposed land of 60,000 Sqm has been allotted to the proponent by the PWD vide order dated 22.08.2006, on rent basis for 30 years.

The Regional Director (Env), Karwar has inspected the spot and has reported that the entire 60,000 Sqm land is submerged in water and has to be re-claimed. The site lie in the South Eastern corner of Belikeri port.

The proponent made a presentation before the Authority with regard to the proposed activity. The proponent clarified that the reclamation will be done construction of retention wall and the low lying area will be filled up with the boulders of latterite. The fill material will be brought from the authorized miners and all precautionary measures will be taken during the transportation.

The proponent while replying to the query with regard to the approach road submitted that a road proposed to be constructed by the side of Adani Enterprises.

Sri Suresh Heblikar, the member suggested that a new road bypassing the Belikeri village be constructed jointly by the users of Belikeri Port. The proponent assured that the possibility will be explored in consultation with the other users.

The proponent clarified that it is a captive jetty proposed to be used exclusively by the company for import of coal and export of coke.

The Authority noted construction of jetty being a foreshore facility is permitted in the CRZ Notification as per para 3 (2) (ii) and requires clearance from MoEF, Government of India.

After discussion the Authority decided to recommend the proposal to Ministry of Environment and Forests, Govt. of India after the receipt of specific social commitment plan with the proposed activity, budget provision and the time frame.

Agenda No. 6 : Issue of CRZ clearance for strengthening of existing road from NMPT to MSEZ for movement of dimensional cargo at Tokur by Mangalore Refinery and Petrochemical Ltd. (FEE 79 CRZ 2009)

Mangalore Refinery and Petrochemical Ltd. (MRPL) a subsidiary of Oil & Natural Gas Corporation Ltd. has proposed to strengthen the existing road from Northern portion of Gurupur bridge of NH 17 till Bykampady Village. The total length of the road is 4.5 Kms. It involves the following facilities.

- (a) Strengthening of existing 1.8 Km KIADB road next to KISCO.
- (b) Strengthening of existing 2.2 Km MRPL ROW road.
- (c) Widening existing 0.5 Km road from 5.5 Mtrs to 9 Mtrs.
- (d) Construction of new bridge across Kudumbu river
- (e) Construction of new bridge of span 21 M and width 12 M.

The project requires no fresh land acquires. The investment of the project is Rs.380 Lakhs. The Regional Director (Env), Mangalore has inspected the proposed site on 07.10.2009 and 08.10.2009. It is stated that the project site is adjacent to Gurupur river and its creeks. It stats from northern side of Gurupur river and runs parallel on northern bank of Gurupur river in Panambur village, and takes deviation at left at Bykampady and passes over the existing metelled road. On the left side of the road there are 3 industries, viz., KISCO, Ruchi Soya and Rajashree Packers. On the right side of the road mangrove

are seen. The Species mainly comprises avicinia sp. and acrostrichum sp. This road join existing PWD road near Jokatte road where a new bridge is proposed. After this the ODC road runs along the existing PWD road. And joins MSEZ corridor through a link road.

In the entire project site mangroves are seen near the area proposed to construct the bridge and link road which joins existing road to MSEZ corridor comprising an area of 0.24 Ha. The Regional Director has recommended the project subject to the condition that the proponent should compensate for the loss of mangroves in 0.24 Ha of area.

The proponent made a presentation before the Authority with regard to the proposed activity. The proponent explained the need for the strengthening the existing road and widening in certain stretches. The Authority sought to know whether the existing bridge can be strengthened. The proponent submitted that the existing bridge is in a dilapidated condition and the steel rods also got exposed and therefore cannot support transportation of dimensional cargo movement. The proponent further submitted that the proposed construction of bridge has been mooted only after ascertaining from the experts that the existing bridge cannot be strengthened.

The proponent submitted that the mangrove loss due to the construction of the bridge will be compensated.

The Authority noted that the project cost of the proposed activity is less than Rs. 5 Crores and therefore can be cleared by the Authority as per para 3 (2) (iv) of the CRZ Notification.

After discussion the Authority decided to clear the project for issue of NoC subject to condition that the proponent should develop at least 2 Ha. or more of mangrove plantation.

Agenda No.7 :- Issue of NOC for the Tropicana Liquid Storage Private Ltd. Karwar (FEE 38 CRZ 2004)

M/s. Tropicana Liquid Storage Private Ltd. Karwar has requested for NoC/Environmental Clearance for the expansion of the existing unit. The Regional Director (Env), Karwar has inspected the spot and has submitted the report. A brief account of the proposed activity are as follows:

- (a) Ministry of Environment and Forests, Government of India have accorded clearance for the establishment of 6 storage tanks in Karwar Port at Sy.No. 36A and 36 B of Baithkol Village, Karwar in the M/s Mysore Mercantile Company.
- (b) The facility have been taken over by M/s. Tropicana Liquid Storage Private Ltd. with the approval of the Department of Ports.
- (c) Now it is proposed to add three more storage tanks of the following dimension and capacity:

- (1) 16 x 20 Meters – 2 for storage of 4022 KL of Class B petroleum products.
 - (2) 8 x 12 Meters – 1 for storage of 600 KL of Class C petroleum products.
- (d) The proposed area has been classified as CRZ-III as per the approved Karnataka State Coastal Zone Management plan.
 - (e) The proposed site is at a distance of 290 Meters from HTL of Arabian Sea and 210 Meters from Baithkol Creek.
 - (f) It is an activity permitted as per para 2 (ii) of the CRZ Notification.
 - (g) Expansion requires clearance from MoEF, Government of India as the earlier project has been cleared by them.

The proponent made a presentation before the Authority with regard to the proposed expansion.

The Authority noted that the existing storage facility have been given Environmental Clearance by the Ministry of Environment and Forests, Govt. of India.

After discussion the Authority decided to recommend the proposal to Govt. of India after the receipt of details of specific social commitment plan for Rs.10-15 lakhs proposed to be undertaken as per the commitment made by the proponent during the presentation with time frame.

Agenda No. 8 :- Issue of NoC establish facility for bulk cement receiving, storage and packing at New Mangalore port by M/s. Ambuja cements (FEE 22 CRZ 2009)

M/s. Ambuja cements have proposed to establish facility for bulk cement receiving, storage and packing at New Mangalore port. The new Mangalore port trust has allotted 8,250 Sq mts land in Sy.No 35 of Panambur village, Mangalore taluk on lease basis. The proponent has proposed to construct close conveyor system from berth number 5 to the storage facility. The cement which gets unloaded from the ship will be pneumatically transported to the storage facility. The storage facility will have two silos of storage capacity 12,500 MT. The silos will have a height of 75 meters. The facility also comprises of weigh bridge, laboratory, maintenance room, administrative room etc. The project cost is Rs 100 crores.

The Regional Director (Environment), Mangalore has reported that the proposed storage facility is at a distance of 1 kilometer from the HTL of the sea and at a distance of 362 mts from the creek (back water). The Regional Director has stated that the proposed site is outside the CRZ, and the conveyor system lies in CRZ-II.

The proponent made a presentation before the Authority with regard to the proposed activity. The proponent assured that the cement handling will be completely automatic and pollution free.

The Authority noted that the CRZ Notification is silent about the permissibility of storage facility for cement. However as per para 3 (2) (ii) establishment of conveying

system requires Environmental Clearance from MoEF, Government of India and as per para 3 (2) (iv) with an investment of more than Rs.5 Crores requires environment clearance from the MoEF, GoI.

After discussion the Authority decided to recommend the proposal to Govt. of India after the receipt of specific social commitment plan against the proposed project with details of works, budget provision and the time frame.

Agenda No.9 :- Issue of NoC to M/s. Yenepoya Moiddine Kunhi and Co. for the re-construction of building at Sy.No.20-1, 20-2 and 20-3 of Bolur village, Mangalore (FEE 49 CRZ 2009).

M/s. Yenepoya Moiddine Kunhi and Co. have requested for the postfacto approval of the re-construction made in Sy.No.20-1, 20-2 and 20-3 of Bolur village, Mangalore. It is submitted that the building that existed since 1958 was about to be collapsed during the Monsoon in the year 2008. The building was therefore re-constructed.

The Regional Director (Env), Mangalore has inspected the spot on 24.04.2009 and has reported as follows:

- (a) The proposed building is in CRZ-II as per the approved Coastal Zone Management Plan and abating Gurupur River.
- (b) The renovated building is situated towards the landward side of an old jetty like structure and adjacent to an old building.
- (c) The renovated building as a total area of 827.36 Sqm.
- (d) The applicant has submitted records with regard to the existence of old building.

The Regional Director has recommended for issue of NoC as there are old structures on either side of the renovated building and the area as classified as CRZ-II.

The occupier appeared before the Authority and explained the circumstance under which the renovation was done. The Chairperson desired to know the details of the built up area of the old building, built up area of the renovated/reconstructed building and the permissions obtained for such renovation /reconstruction.

The Authority noted that as per para 6 (2) under CRZ-II (i) of the CRZ Notification, 1991 buildings are permitted towards the landward side of the existing and proposed road/existing authorised structure subject to the existing local town and country planning regulation.

After discussion the Authority asked the occupier to submit the details of the built up area of the old building, built up area of the renovated/reconstructed building and the permissions obtained for such renovation/reconstruction and then to decide the subject in next meeting.

Agenda No. 10 : Issue of NoC for establishment of Ice Plant & cold storage by M/s. Mahalakshmi Ice plant & cold storage, Malpe (FEE 46 CRZ 2009)

The Regional Director (Environment) , Udupi has forwarded request made by M/s. Mahalakshmi Ice plant & cold storage, Malpe seeking the NoC for establishment of ice plant of 15 ton capacity and cold storage of 25 ton capacity at Sy.No.262/C/A, Malpe. The land has been allotted by the Department of Fisheries to the proponents on lease basis. The Regional Director (Environment), Udupi has inspected the proposed site and has stated that the proposed site is situated beyond 500 meters from the HTL of the sea and at a distance of 350 meters from the jetty, whereas, it is classified as CRZ III in the approved CZMP map. The Regional Director (Environment) has reported that the proposed activity is the basic infrastructure required for the fisheries activity, therefore, NoC may be issued for the establishment of the proposed Ice plant.

It is justified that more than 450 deep sea trawlers and 200 purse-seine boats operating from Malpe fishing harbour. Therefore there is increasing demand for ice in the harbour.

The proponent appeared before the Authority and explained the need for establishment of ice plant in the area and requested the Authority for the permission.

The Director of Fisheries who was representing the Principal Secretary, Animal Husbandry and Fisheries informed the Authority that ice is the basic requirement for the fisheries activity and ice plant need to be near the harbour. The Director also clarified that ice storage also need to be intact with the ice plant.

The Authority noted that establishment of cold storage is not permitted under the CRZ Notification. However, ice plant has been considered and permitted as an activity needed for the local fishermen and a basic infrastructure in the harbour by the Authority in the earlier cases.

After discussion the Authority decided to issue NoC for the establishment of ice plant with ice storage facility and not the cold storage.

Agenda No. 11:- Issue of NOC for the Mangalore Trawl boat Fishermen's Co-operative Society's Ice plant and Rani Meenu Cutting Shed. (FEE 55 CRZ 2007)

Mangalore Trawl Boat Fishermen's Co-operative Society has requested for NoC under the provisions of CRZ Notification to establish unit for cutting pink perch and an ice plant at Mangalore Fishing Harbour.

The Regional Director (Env), Mangalore has inspected the spot and reported as follows:

- (a) The proposed land has been leased to the Society by the Department of Fisheries for a period of 15 years.

- (b) The proposed activity will be undertaken under the assistance from the Ministry of Agriculture, Government of India.
- (c) The proposed site is at a distance of 73 Meters from HTL and has been classified as CRZ-II.
- (d) There is a harbour road and an Auction hall towards the west of the proposed site that existed prior to the inception of the Notification.
- (e) Even though the fish processing units are prohibited as per para 2 (ii) of the CRZ Notification, traditional fish drying is a permitted activity. Beheading and degutting are part of fish drying; therefore the proposed fish cutting may be permitted along with ice plant.

The proponent made a presentation before the Authority with regard to the proposed ice plant and fish cutting unit. It was submitted that cutting of beheading and degutting are pre-processing activities and the waste is completely collected and sent to poultry feed industry as a raw material and therefore no waste which would lead to pollution is throw out. The proponent also clarified that the water used for cleaning fish in the fish cutting unit is treated in the ETP to be accepted standards as per the norms of KSPCB and then only let out.

The Authority noted that ice plants have been considered as the basic infrastructure in the Fishing harbours and ice is a basic necessity in the harbours for preservation of fish. Therefore, the Authority has agreed to issue NoC in the port for establishment of ice plant.

After discussion the Authority decided to issue NoC for the proposed ice plant and fish cutting unit with a condition that the waste should be properly collected and disposed off scientifically and the water used for cleaning is treated in an ETP before letting out.

Agenda No.12 : Issue of NoC for establishment of Ice Plant & cold storage by M/s. Samudra Ice plant & cold storage, Malpe (FEE 42 CRZ 2009)

The Regional Director (Environment) , Udupi has forwarded request made by M/s. Samudra Ice plant & cold storage, Malpe seeking the NoC for establishment of ice plant of 15 ton capacity and cold storage at Sy.No.262/1C1, Malpe. The land has been allotted by the Department of Fisheries to the proponents on lease basis. The Regional Director (Environment), Udupi has inspected the proposed site and has stated that the proposed site is at a distance of 480 meters from the HTL of the sea and at a distance of 300 meters from the jetty, whereas, it is classified as CRZ III in the approved CZMP map. The Regional Director (Environment) has reported that the proposed activity is the basic infrastructure required for the fisheries activity, therefore, NoC may be issued for the establishment of the proposed Ice plant.

The proponent appeared before the Authority and explained the need for establishment of ice plant in the area and requested the Authority for the permission.

The Director of Fisheries who was representing the Principal Secretary, Animal Husbandry and Fisheries informed the Authority that ice is the basic requirement for the fisheries activity and ice plant need to be near the harbour. The Director also clarified that ice storage also need to be intact with the ice plant.

The Authority noted that establishment of cold storage is not permitted under the CRZ Notification. However, ice plant has been considered and permitted as an activity needed for the local fishermen and a basic infrastructure in the harbour by the Authority in the earlier cases.

After discussion the Authority decided to issue NoC for the establishment of ice plant with ice storage facility and not the cold storage.

Agenda No.13 - Issue of NoC for the establishment of wood planing machine and furniture unit at Kirimanjeshwar Village by Shri Lingappayya Acharya S/o Shrinivasa Acharya. (FEE 7 CRZ 2009)

The Regional Director (Env), Udupi has forwarded the request of Shri Lingappayya Acharya S/o Shrinivasa Acharya, Akalabail, Kirimanjeshwara, Kundapura Taluk for the establishment of wood planing machine and furniture unit at Sy.No.114/4 AP8 in the name of "Shri Vinayaka Wood works". The unit is proposed to be established in his own building situated towards the west of NH 17 at a distance of 430 Meters from the HTL. The building is said to be in existence prior to the inception of the CRZ Notification. The proposed area has been classified as CRZ-III as per the approved Coastal Zone Management Plan.

The proponent remained absent. However, the Regional Director (Env), Udupi informed that the proponent could not attend and has requested him to appraise the Authority for issue of NoC for the proposed activity.

The Authority perused the proposal and observed that it is a cottage industry and is being undertaken in his own house that is in existence prior to the inception of CRZ Notification.

The Authority noted that no specific mention is made in the Notification with regard to permissibility or otherwise of such activities.

After discussion the Authority decided to issue NoC for the proposed activity after obtaining documentary proof for the existence of the building prior to the inception of the CRZ Notification.

Agenda No. 14:- Issue of NOC for the mining of lime shell to Shri Suresh P. Padnekar at Sy.No.21 A, Kanasgiri gazani land of Karwar Taluk (FEE 21 CRZ 2009)

Shri Suresh P. Padnekar has requested for issue of NoC for mining of lime shell Sy.No.21 A of Kanasgiri village over an area of 65 Acres of land. It is stated to be a patta land.

The Regional Director (Env), Karwar has reported that the proposed mining spot has been examined with respect to the approved Coastal Zone Management Plan. Out of 65 acres of land 44.18 acres falls in CRZ-I wherein mining is a prohibited activity as per CRZ Notification and mining can be permitted in an area of 20.22 acres which falls outside the CRZ limits.

The proponent appeared before the Authority and explained the process and the activity. It was clarified that the mining activity will be undertaken in the patta land outside the CRZ.

The Authority noted that mining of minerals is a prohibited activity in the CRZ.

The Authority after discussion decided to issue NoC for mining of lime shell only in the non-CRZ area subject to availment of all other statutory clearances and with a condition that the proponent should develop a thick mangrove belt along the creek.

Agenda No. 15 :- Issue of NOC for the Repairs of Restaurant and Guest Houses of Mrs. Forance D.Mathais at Sy.No. 1158 A of Kurmagad Gudda island (FEE 1 CRZ 2009)

Mrs. Forance Doloris Mathais, W/O Mr. Joseph Reginald Mathais has requested for repairs of 26 huts that have been constructed prior to the inception of CRZ Notification at Sy.No. 1158 A of Kurmagad Gudda island, Chittakula Village, Karwar Taluk, Uttara kannada District. The said structures are being used for running hotel and guest house.

The Regional Director (Env), Karwar have inspected on 16.12.2008 and has reported as follows:

- (f) The structures proposed to be repaired are in Kurmagad Gudda island at a distance of 3 Kms towards the west of Karwar.
- (g) The structures are in Sy.No.1158 of Chittakula Village, Karwar Taluk, Uttara kannada District in an area of 32 Acres 18 Guntas.
- (h) The area has been classified as CRZ-I as per the approved Coastal Zone Management Plan of Karnataka.
- (i) The Hotel is being run with a license issued on 12.10.1989.
- (j) Chittakula village Panchayat has issued license for the repairs of these structure on 19.12.1990.
- (k) The repairs are essential from the safety point of view of the tourists.

The Regional Director (Env) has recommended for the NoC as the structures are in existence prior to the inception of the CRZ Notification.

The issue was discussed in the Authority meeting held on 15.01.2009 based on the fax report of the Regional Director (Env), Karwar and the Authority opined that the NoC can be issued after confirming that the structures existed prior to the inception of the CRZ Notification. The proposal was therefore examined in the secretariat level and the Regional Director (Env), Karwar has been instructed to issue NoC for said repairs without changing the existing plinth area, FSI and FAR. The Authority noted the same and ratify the action taken.

Agenda No.16 : Issue of NoC to construction of “Bhojanalaya” for devotees at the premises of Sri Mahabaleshwara Temple, Gokarna (FEE 41 CRZ 2008)

The Authorities of Sri Mahabaleshwara Temple, Gokarna has requested the Regional Director (Environment), Karwar for issue of NoC for construction of “Bhojanalaya” for the benefit of devotees. The Regional Director (Environment) Karwar has reported that the temple trust has proposed to construct the dining hall at Sy.No.17 PÀ/1. The proposed area has been classified as CRZ-I as per the Coastal Zone Management Plan.

As per para 6(2) under the side heading CRZ I “No new construction is permitted in CRZ-I with few exceptions which require water front and foreshore facilities”. The proposed activity does not fall under the exception.

The subject was placed before the Authority during the previous meeting. The proponent was given an opportunity to explain the requirement. The subject was deferred as the proponent did not appear before the Authority.

Inspite of the opportunity given, the proponent remained absent to this meeting also. The Authority therefore decided to close the file as the proponent did not show any interest.

Agenda No.17 : Request of M/s Ruchi Infrastructure Ltd., Baithkol, Karwar for an amendment in the EC issued by MoEF, dated 16.04.2003 (FEE 73 CRZ 2009)

Ministry of Environment and Forests, Govt. of India has issued CRZ clearance to M/s Ruchi Infrastructure Ltd for edible oil storage tanks at Karwar port vide letter No. J/16011/55/2001 IA-III dated 16.04.2003. The facility has a storage tank of capacity 3533 KL, one storage tank of 4126 Kl and two tankers of 5652 Kl at site no.1380 of Aligudda, Baithkol, Karwar.

The proponent have now proposed to use the facility for storage of molasses also along with non-hazardous liquid cargo including edible oil and has requested for amendment to the EC incorporating the molasses also as one of the raw material to be stored.

The proponent made a presentation before the Authority with regard to the proposed amendment to the Environmental Clearance issued by Govt. of India. Replying to the query raised by the Authority the proponent informed that the storage facility can be better utilized if storage of molasses is also permitted.

The Authority noted that the Environmental Clearance has been issued by Ministry of Environment and Forests, Govt. of India for the existing facility.

After discussion the Authority decided to recommend the proposal to MoEF, Govt. of India with a condition that waste water generated in the unit should be properly disposed.

Agenda No. 18 : CRZ clearance to Academy for Adventures Sports and Tourism, Panambur (FEE 71 CRZ 2007)

M/s. Academy of adventures Sports and Tourism, Panambur requested for developing the adventural activities at sy.no168 government land in Panambur Beach in 12 acres land and submitted the proposal, costing Rs. 67.0 lakhs.

The project envisages provision of the following facilities:-

1. Boating
2. Board Surfing
3. Kayaking
4. Diving
5. Water surfing
6. Para sailing
7. Para gliding
8. Temporary food huts
9. First aid booths
10. Life guards to guard the sea swimmer.

The subject was placed in the KSCZMA meeting held on 30.01.2008. The Regional Director (Environment), Mangalore in his letter dated 11.09.2007 reported that he has inspected the site on 01.09.2007, the project site comes under CRZ II and recommended for CRZ clearance to the above project as per CRZ notification para 2 of 1991 with following conditions.

1. The proponent should not violate CRZ notification 1991.
2. There is no provision to construct the permanent buildings.
3. Collection of Debris and plastic materials in sea shore in the project area is prohibited.
4. Clearance must be taken from other related Departments.
5. No expansion of the project without clearance of Ecology and Environment Department.

The Authority after deliberations decided to obtain the complete project report with necessary documents and deferred the subject.

The proponent has submitted the project report on 22.05.2008 for our office letter dated 09.04.2008. The details of construction such as boat jetty, seatings, provision for accommodating games, cultural programmes and exhibition fair etc., are not provided.

The subject was placed before the Authority during the previous meeting. The proponent was given an opportunity to explain the requirement. The subject was deferred as the proponent did not appear before the Authority.

The proponent remained absent in spite of the request made to appear before the Authority with all relevant details. The Regional Director (Env), Mangalore informed the Authority that M/s. Adventures Sports and Tourism was not successful in getting the land from the revenue department and therefore he is not pursuing the matter.

The Authority therefore decided to close the file.

Agenda No.19 : Issue of NoC for construction of a commercial building at T.S.No. 524 of Kasba bazar, Mangalore by Mr. Viniod Manohar Shirlekar (FEE 31 CRZ 2009)

The Regional Director (Environment), Mangalore has forwarded request made by Mr. Viniod Manohar Shirlekar seeking the NoC for construction of a commercial building on an area of 241.8 Sqm. at T.S.No. 524 of Kasba bazar, Mangalore. The proposed building will have 264.31 Sqm.

The Regional Director (Env) has inspected the spot on 13.01.2009 and has reported as follows:

- (a) The Proposed site is at a distance of 79 Meters from HTL of Gurupur River and is classified as CRZ-II as per approve Coastal Zone Management Plan.
- (b) The proposed site lie towards the eastern side of harbour road, northern wharf of old Mangalore Port and old buildings of Port Department.
- (c) The proposed investment is Rs.11.50 lakhs.

The promoter appeared before the Authority and requested for the permission to undertake proposed construction.

The Authority noted that it is a permissible activity as per para 6 (ii) CRZ-II of the CRZ Notification, 1991.

After discussion the Authority decided to issue NoC for the proposed construction as per the provisions of the CRZ Notification.

Agenda No.20 : Calling of response by the State Human Right Commission with regard to removal of shacks, shops and hotels on the seashore of Karnataka (FEE 41 CRZ 2009)

The Karnataka State Human Right Commission have registered a case bearing No. H.R.C. No.2886/SM-571/09 on 15.06.2009 based on news reported in “Karavali Ale” dated 09.06.2009 wherein, it is reported that a number of unauthorized guest houses, shops, shacks have come up on the sea shore in violation of CRZ regulation. Having taking note of the report the Commission ordered for transmitting the copy to the Chief Secretary to the Govt. with a direction to send the response within two months. The Commission has also ordered as follows:

“In the meanwhile the Govt. Of Karnataka is directed to take immediate steps to remove the unauthorized construction of shacks and hotels from the areas on the sea shores of the Karnataka State constructed in violation of the CRZ regulation and also to prevent construction of shacks and hotels in the prohibited areas along the coast line of Karnataka State without much loss of time.”

Owing to this direction the Deputy Commissioners of the coastal districts have been directed to bestow their personal attention in this regard and initiate action to remove all the shacks and hotels in the prohibited area and arrange to send a report in this regard to enable the Govt. to file a response. The Regional Director (Env), Mangalore, Udupi and Karwar have also been directed to attend the task on top priority and submit a report. Action is being taken by the Regional Directors (Env) and the Regional Directors (Env) to identify the violation in the CRZ and issue notices.

The Regional Director (Env), Mangalore have identified 13 cases of CRZ violations in the Government land and the Deputy Commissioner, Mangalore have initiated action to remove 10 such structures. The remaining three are under the order of stay from the Hon’ble High Court of Karnataka.

The Regional Director (Env), Mangalore have also identified certain violations and built up records for initiating action against five violators. The details are being examined.

The Authority perused the directions issued by the State Human Right Commission and noted the action taken to comply the direction. The Authority directed to file the response before State Human Right Commission and to place the details of identified violations during the next meeting for suitable decision.

Subject with permission of the Chair:-

The Member Secretary submitted that the authority has been functioning since 1996 and the non-official members have not been paid the sitting fee and the travel expenses. It was brought to the notice of the Authority that there is no mention about the payment of sitting fees and travel expenses in the CRZ Notification as specified in the SEIAA Notification.

The Authority discussed and opined that it is just and necessary to pay the sitting fee and the travel expenses at least to the non-official members. It was therefore decided to pay the sitting fees and travel expenses from out of the funds available with the Authority for the time being and move proposal to both the State government and the Central government to make necessary budgetary provision for the functioning of the Authority including the payment of sitting fee and travel expenses of the members. The Authority also decided to pay the sitting fee and the travel expenses on par with the sitting fee and the travel expenses that is being paid to the SEAC/SEIAA members.

The meeting ended with thanks to the Chair.

Sd/-
(Meera Saksena)
Principal Secretary to Government and
Chairman, Karnataka State Coastal
Zone Management Authority,
Forest, Ecology & Environment Department.

(B. Manohar)
Under Secretary to Government,
(Ecology and Environment)
Forest, Ecology and Environment Department.

Meeting of the Karnataka State Coastal Zone Management Authority (KSCZMA) held on 27th November 2009 in the Committee Room No: 253, II Floor, Multi Storied Building (Gate-II), Dr. B. R. Ambedkar Veedhi, Bangalore- 560001.

LIST OF OFFICERS PRESENT:

1. Smt. Meera Saksena, IAS.,
Chairperson, KSCZMA &
Principal Secretary to Government,
Department of Forest, Ecology & Environment.
M S Building,
Bangalore – 560 001 **In Chair**
2. Sri K. Jothiramalingam, IAS,
The Principal Secretary to Government
Tourism Department,
Vikasa Soudha, Bangalore.
3. Sri. Kanwerpal, IFS,
Secretary to Government (Ecology & Environment)
Department of Ecology & Environment.
Bangalore.
4. Sri. G. Selva Kumar, IFS,
CCF & Senior Director (Technical),
DFEE and Member Secretary, KSCZMA.
5. Sri. MDN Simha,
Chief Environment Officer,
Karnataka State Pollution Control Board,
No.49, Parisara Bhavana, Church Street,
Bangalore 560 001.
6. Sri. H.S. Veerappa Gowda,
Director (Fisheries)
Animal Husbandry and Fisheries Department,
No.8, Mahaveer Complex,
K.G.Road, Bangalore-560009.
7. Sri. K.M.Veeraiah,
Under Secretary to Government,
Representing the Principal Secretary to Govt.,
Commerce and Industries Department,
Vikasa Soudha, Bangalore.

8. Dr. V. Sreedhara ,
Scientist,
Karnataka State Remote Sensing
Applications Centre, (KSRSAC)
Department of IT and BT, 6th Floor,
M.S. Building,
Bangalore 560 001.
9. Shri B.K. Jagadish Chandra,
Retired Principal Chief Conservator of Forests,
No. 458, 11th Main,
Rajmahalvilas Extension, Bangalore.
10. Sri. Suresh Heblkar,
Centre for Promotion of Environment and Research,
No. 403, 18th Cross, 3rd Block,
Jayanagar, Bangalore- 560 011.
11. Sri.V.Puttaswamy,
Regional Director (Environment)
APMC Building, Adi Udupi,
Udupi - 576 001.
12. Sri. J.N.Patil,
Regional Director (Environment),
Department of Forest, Ecology & Environment,
Corporation Commercial Complex,
I Floor, Lalbagh, Mangalore-575 003.