

# MAHARASHTRA POLLUTION CONTROL BOARD

## REGIONAL OFFICE-KALYAN

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NO. MPCB/ROK/ 2202220001

Date: 22/02/2022

To,  
Deputy Municipal Commissioner,  
Ulhasnagar Municipal Corporation,  
Ulhasnagar, Dist. Thane.

**Sub :** Directions u/s 33A of the Water (Prevention & Control of Pollution) Act, 1974 and u/s 31A of the Air (Prevention & Control of Pollution) Act 1981 r.w. Solid Waste (Management & Handling) Rules, 2016 and amendment thereto.

**Ref :** 1) This office letter No. MPCB/ROK/43, dtd 04/02/2022.  
2) Order dtd. 06/08/2019 passed by the Hon'ble NGT Principal Bench, New Delhi in Original Application No. 40/2019  
3) Order dtd. 23/06/2020, passed by the Hon'ble NGT Principal Bench, New Delhi in Original Application No. 75/2015 (WZ).  
4) Assessment order dtd. 07/12/2020 of Environmental Compensation as per direction of Hon'ble NGT dtd. 02/07/2020 in O.A. No. 606/2018.  
5) Fire incidence occurred on 21/02/2022.  
6) Proposal submitted by Sub-Regional Office, Kalyan-II vide No. 210919013.

**WHEREAS**, it is obligatory on part of every local body to obtain valid consent under the provisions of the Water (Prevention & Control of Pollution) Act, 1974 as well as Authorization under the provision of Solid Waste Management Rules, 2016 and amendment thereto from Maharashtra Pollution Control Board, to provide adequate sewage treatment plant and set up and operate waste processing / waste disposal facilities respectively to achieve the norms as per provision of law.

**AND WHEREAS**, as per the section 15 of Solid Waste Management Rules, 2016 every local authority / village Panchayat is responsible for collection, transportation, treatment and disposal of generated solid waste from their jurisdictions.

**AND WHEREAS**, incident of fire occurred at Gaikwad Pada, Ulhasnagar Camp-5 dumping ground due to which heavy smoke observed in the surrounding area. Also, news published in this regard in print media. Board officials has visited on 21/02/2022 to dumping ground to investigate the matter and observed following non-compliances:

1. During the Board officials visit huge amount of smoke observed on site. The smell felt in the surrounding area.
2. During visit on 21/02/2022 it is observed that the work of fire control is in progress.
3. There is no proper buffer Zone for the site and the residential area is located nearby the site.
4. The Board has not granted any permission for the disposal of solid waste on the said site. However, Board has directed to dispose of the legacy waste and develop a new site at Usatane as per the Hon'ble NGT order.

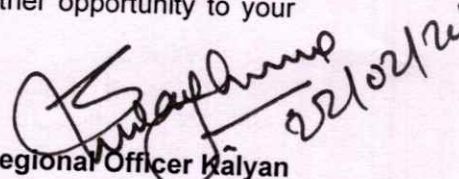
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5. The Corporation has not provided compound wall to the dump nor have the provided proper firefighting facility on site for emergency fire.
6. Unsegregated solid waste is dumped on site unscientifically. There is no treatment is being carried out on site.
7. There is no adequate and scientific leachate collection and treatment facility provided by Corporation, hence the untreated leachate finds its way into the nearby area.
8. Till date no work of capping of waste dump site is started.
9. You have not complied with the Hon'ble NGT order dtd. 30/06/2020 in the matter of O.A. No. 75/2015 (WZ) and other orders to issued from time to time. Also, not complied with the directions issued by the Board from time to time.

**AND WHEREAS,** despite issuance of various directions, you have not taken effective steps for processing of municipal solid waste at the new location as per the directions given by the Hon'ble NGT, thereby violating the Solid Waste Management Rules, 2016 and amendment thereto. Also, you have failed to provide scientific treatment and closure of the existing dumping ground.

**AND WHEREAS,** after examining the record, the reports of the officers of the Board and after making necessary inquires, I am satisfied that your Corporation has failed to comply with the various directions issued by the Board from time to time, thereby, recurring fire incidences were occurred at Gaikwad Pada, Ulhasnagar Camp-5 as well as causing pollution in the surrounding area.

**AND WHEREAS,** in exercise of the powers conferred upon me by the Board, I hereby direct to comply with the directions issued by the Board and shall comply the provisions of the Solid Waste Management Rules 2016 and amendment thereto, and submit your compliance report within a period of 3 days failing which, the Board will have no option than to proceed against your Corporation for further legal action, without giving further opportunity to your Corporation, which may please be noted.

  
Regional Officer Kalyan

**Copy submitted for information to:**

1. Member Secretary, MPCB Sion Mumbai.
2. Asst. Secretary (Tech), Sion, MPCB, Mumbai - for information.
3. Law Officer, MPCB, Sion Mumbai.
4. Regional Officer (HQ), MPCB, Sion, Mumbai

**Copy to:**

Sub Regional Officer, Kalyan -II, MPC Board, Kalyan - Serve the copy of the direction, monitor the ambient air quality, leachates and ground water and submit the consolidated report including compliance of various orders passed by the Hon'ble NGT and directions issued by the Board in this regard within a period of 15 days.