

MAHARASHTRA POLLUTION CONTROL BOARD

Regional Office, Kalyan

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"Your Service is our Duty"

Siddhivinayak Sankul,
3rd Floor, Near Oak Baug,
Station Road,
Kalyan (West) – 421 301.

No. MPCB/ROK/SROK-I/DP/TB-2401050002

Date: 05/01/2024

To,
M/s. Piyara Construction.,
Survey No.32/5/D, Vill:Mharal, Post Varap,
Tal : Kalyan, Dist. Thane.

Sub :- Proposed Directions u/s 33A of the Water (Prevention & Control of Pollution) Act, 1974 and/or u/s 31A of the Air (Prevention & Control of Pollution) Act, 1981.

- Ref :-**
- 1) Enforcement Policy published by the Board vide dtd.29/02/2016.
 - 2) Consent granted by Board vide dtd.25/02/2021.
 - 3) Complaint from Mr. Shrinivas Bhandikola against stone crusher/ hot mix plant regarding Air Pollution and Health Hazard.
 - 4) Visit of Board officials vide dtd.23/03/2023.
 - 5) Show Cause Notice issued by Board vide dtd.06/04/2023.
 - 6) Proposal received from Sub-Regional Officer Kalyan-I vide no. 230323026.

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WHEREAS, you are operating the industry in the pollution prevention area declared under the Provisions of the Water (P&CP) Act, 1974 and the Air (P&CP) Act, 1981 and the Hazardous & Other Wastes (Management Handling & Trans boundary Movement) Rules, 2016.

AND WHEREAS, it is obligatory on your part to obtain Conditional Combined Consent and Authorization to operate your industry to discharge sewage and trade effluent in water pollution prevention area subject to certain terms and conditions more precisely under the provisions of 26 of the Water (P&CP) Act, 1974 and section 21 of the Air (P&CP) Act, 1981 and the Hazardous & Other Wastes (Management Handling & Trans boundary Movement) Rules, 2016, however you have failed to obtain valid Consent from the Board.

AND WHEREAS, it was also obligatory on your part to provide adequate and efficient pollution control devices and take adequate measures to control air & water pollution from all sources so as to achieve the standards prescribed in the Environment (Protection) Act 1986.

AND WHEREAS, Board has published Enforcement Policy vide under reference no. 1 to integrate various aspects including inspections, monitoring, standards, compliances, directions, remedial measures as per the provisions of the Environment (Protection) Act, 1986 and other Environmental Laws based on culpability environmental damages, severity of pollution, repeated violations etc.

AND WHEREAS, Board has granted Consent to Operate to your unit vide under ref. no.2 which is valid up to 31/12/2027 with certain terms and conditions stipulated therein.

AND WHEREAS, Board officials has visited your unit on 23/03/2023 for checking compliance of Consent conditions and complaint investigation. During the visit following non-compliance was observed;

- 1) You have not submitted reply of show cause notice issued on 06/04/2023.
- 2) You have not provided barricading to hot mix.
- 3) You have not provided adequate stack height to hot mix Klin.
- 4) You are operating Ready Mix concrete (RMC) without obtaining consent from Board and discontinued stone crusher activity without informing to Board.
- 5) You have not provided barricading to the periphery of RMC plant.
- 6) You have not provided roof top to raw material storage area.

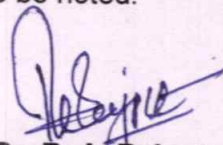
AND WHEREAS, you have failed to comply the conditions of Consent to Operate granted by the Board thus violated the provisions of Environmental Enactments.

AND WHEREAS, after examination of the record of your case the reports of the officers of the Board and after making necessary inquiry, I am satisfied that you are violating above consent conditions and causing serious pollution in the surrounding area.

NOW THEREFORE, in the exercise of the power conferred upon me by Board under section 33 A of the Water (P &CP) Act, 1974 and under Section 31 A of the Air (P & CP) Act, 1981, the following directions are proposed to be issued, if you failed to comply these directions.

- a) Why the consent to operate granted by the Board shall not be revoked?
- b) Why the competent authorities shall not be directed to disconnect electricity and water supply of your plant on account of above non-compliances?

NOW THEREFORE, you are hereby directed to remain present for Hearing before undersigned on 16/01/2024 at 3.30 pm along with your substantive reply / objections to these Proposed Directions and documents you want to rely upon, failing in which, the Board will have no option than to confirm above directions against you, which may please be noted.


Dr. R. A. Rajput
Regional Officer, Kalyan

Copy Submitted to:

- 1) Member Secretary, MPC Board, Sion, Mumbai.
- 2) Regional Office (BMW) MPCB Sion, Mumbai;-for information.
- 3) Law officer, MPCB Sion, Mumbai;-for information.

Copy to:

- 1) Sub Regional Officer, MPC Board, Kalyan-I- He is directed to ensure that the said PD to be served to the industry & submit the compliance report of the direction after verification without fail.
- 2) Master File.