

MAHARASHTRA POLLUTION CONTROL BOARD

Tel.No. (0240) 2473462
Fax No. (0240) 2473461



Regional Office, Paryavaran Bhavan,
A-4/1, MIDC Area, Chikalthana,
Behind Daynik Lokpatra, Near Seth
Nandlal Dhoot Hospital, Jalna Road,
Aurangabad-431 210.

By FAX/RPAD / HAND DELIVERY:

MPCB/ROA/Directions/2205250003 /2022

Date :- 25/05 /2022

To,
The Commissioner,
(Municipal Solid Waste Management),
Parbhani Municipal Corporation, Parbhani..

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

- Ref:-** 1) Solid Waste Management Rules, 2016 and amendment thereof.
2) Authorization granted under MSW Rules, 2016 by the Board which is valid up to 31/12/2022.
3) Directions issued by the Board vide letter dtd.03.01.2020 & 28.07.2021 towards Environmental Compensation.
4) Directions issued by the Board on 20.10.2021.
5) Show Cause Notice issued by the Board vide letter dtd.13.10.2021
6) Orders passed by the Hon'ble National Green Tribunal in O A No 17/2022, Dt-08.03.2022.
7) Personal Hearing extended on 29.04.2022 at HQ. MPCB, Sion, Mumbai.

WHEREAS, it is an obligatory on your part to comply with the conditions of the Authorization under the provisions of Solid Waste Management Rules, 2016 granted by the Maharashtra Pollution Control Board for the municipal solid waste generation and disposal.

AND WHEREAS, it is also an obligatory on your part to comply with the provisions of Schedule-II of the said Rules, particularly collection segregation, storage, transportation, processing and disposal of municipal solid wastes.

AND WHEREAS, the Hon'ble Supreme Court and the Hon'ble High Court, Aurangabad have passed orders in various Writ Petitions and Public Interest Litigations wherein the Corporation authorities have been directed to comply with the MSW Rules, 2016 scrupulously.

AND WHEREAS, the Hon'ble National Green Tribunal passed the order in O A No 17/2022 Dt-08.03.2022 and directed Board to initiate action against you regarding noncompliance of Solid Waste Management Rules, 2016 and amendment thereof.

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AND WHEREAS, the Board had issued Directions vide reference 3 above towards Environmental Compensation, but till date Parbhani Municipal Corporation has not submitted the same. And Board had also issued SCN vide reference 5 above for non compliance of MSW disposal.

AND WHEREAS, personal hearing was extended on 29.04.2022 vide reference 7 above and after due deliberation following line of action decided-

- a. Parbhani Municipal Corporation shall immediately stop dumping of MSW at site at Dhar Road, Parbhani.
- b. corporation shall start segregation of solid waste & material recovery immediately.
- c. Corporation shall submit the concrete plan of action along with time bound programme for 100% processing of waste at new site i.e at Gat No 26, Borwand (Kh), Tq & Dt-Parbhani and for bioremediation of legacy waste laying at Dhar Road site.
- d. Corporation shall start composting, mechanical processing & refused derived fuel within a period of 15 days.
- e. Corporation shall complete the work of sanitary land fill site within a period of 1 month.
- f. Corporation shall deposit Environmental Compensation as per the directions issued by the Board vide letter dt-03.01.2020 & 28.07.2021.
- g. Corporation shall submit solid waste data on solid waste management web portal of MPCB on daily basis.
- h. Corporation shall submit the BG of Rs 5 lacs as per the condition of Authorization issued by the Board vide dt-18.01.2019.

AND WHEREAS, you have been already instructed by this office from time to time to take necessary steps towards the noncompliance Solid Waste Management Rules, 2016 and amendment thereof.

Thus, you are not serious about the pollution control and contravening the provisions of various enactments and damaging the surrounding environment knowingly and willfully.

AND NOW, THEREFORE, you are hereby called upon to why necessary legal action shall not be initiated against the Corporation authorities for the above lacunas. Your reply, if any shall reach this office within a period of 15 days from the date or receipt of this notice, failing which, the Board will have no any other option than to initiate necessary legal action under the provisions of the above said enactments against the Corporation authorities, which may please be noted.

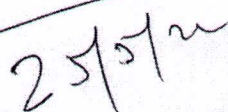

(Dr P M Joshi)

Regional Officer-Aurangabad.

Copy submitted to :-

1. The Joint Director (APC), MPCB, Mumbai.
2. The Regional Officer (HQ), MPCB, Mumbai.
3. The Sr. Law Officer, MPCB, Mumbai.

Copy to Sub-Regional Officer, MPCB, Parbhani- for information and necessary follow-up.


25/5/22