

# KERALA COASTAL ZONE MANAGEMENT AUTHORITY

## 37<sup>th</sup> MEETING

### Agenda & Notes

Venue: Sasthra Bhavan,  
Pattom,  
Thiruvananthapuram.

Date & Time: 2.30PM on 23<sup>rd</sup> July, 2010.

**KERALA COASTAL ZONE MANAGEMENT AUTHORITY**  
**SASTHRA BHAVAN, PATTOM, THIRUVANANTHAPURAM – 695 004.**

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# KERALA COASTAL ZONE MANAGEMENT AUTHORITY

## 37<sup>th</sup> MEETING

Date & Time  
23<sup>rd</sup> July, 2010  
2.30PM

Venue  
Sasthra Bhavan,  
Pattom, Tvpm.

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### Agenda Items

- 37.1 : Confirmation of the Minutes of 35<sup>th</sup> & 36<sup>th</sup> Meetin-
- 37.2 : Action taken report on the decision of 35<sup>th</sup> & 36<sup>th</sup> Meeting.
- 37.3 : Consideration of New Agenda Item.
- 37.3.1 : Construction of Apartments and Villas in Chirakkal and Pallikkunnu Grama Panchayat-Kannur District – Application of Sri.K.Arun Kumar, MIR Builders and Developers Pvt. Ltd.-reg.
- 37.3.2 : Construction of 1<sup>st</sup> floor – Request for Coastal Regulation Zone clearance – reg.
- 37.3.3 : Construction of Resort at Mararikulam – M/s.Carnoustie Resorts Pvt. Ltd.
- 37.3.4 : Nayarambalam Grama Panchayat - Construction of houses under EMS Housing Scheme-reg.
- 37.3.5 : Construction of resort in Sy.No.296 in Edava Village by M/s.ABL Resorts Pvt. Ltd. -reg.
- 37.3.6 : Reconstruction of Commercial building in Madayi Grama Panchayat – reg.
- 37.3.7 : Kochi-Kayamkulam Sub Sea Pipe Line – GAIL (India) Ltd.– reg.
- 37.3.8 : Chennam Pallippuram Grama Panchayat – Request for exempting the area from CRZ-reg.
- 37.3.9 : Palluruthy Block Panchayat – Request for exemption from CRZ status – reg.
- 37.3.10 : Setting up of a retail outlet at Feroke – Bharat Petroleum Corporation Ltd. –reg.

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**Agenda Item No.37.1**

**Consideration of the minutes of the 35<sup>th</sup> &36<sup>th</sup> meeting of Kerala Coastal Zone Management Authority**

The minutes of the meeting (copy at Annexure I) may be considered for approval.

**Agenda Item No.37.2**

**Action Taken Report(35<sup>th</sup> &36<sup>th</sup> KCZMA)**

Agenda Item No	File No	Subject	Action taken
35.3.1	1290/A2/09/S&TD	DLF- Riverside Housing Project, Chilavannoor-reg.	File referred to Dr.Kokkal, Convenor of the inspection team.
35.3.2	1593/A2/09/S&TD	Construction of Apartment at Thalassery Municipality by M/s.York Properties and Ayles Properties – reg.	File referred to the Convenor of the inspection team constituted in file No.1290/A2/09/S&TD.
35.3.3	2141/A2/09/S&TD	Construction of building for Hatchery and Marine Life Research Centre, Thrissur – CISO Institute of Oceanic Studies Pvt. Ltd.	CRZ clearance granted.
35.3.4	2245/A2/09/S&TD	Alteration of approved plan – M/s.Khanna Hotels Pvt.Ltd. at Uduma & Pallikkara in Kasaragod District.	Direction issued to the Project proponent to superimpose the new constructions in the CRZ status report.
35.3.5	158/A2/10/S&TD.	Construction of house in CRZ area – Application of Sri.Mirash, Naseera and Subaida – Vallikkunnu Grama Panchayat-reg.	CRZ clearance granted.
35.3.6	211/A2/07/S&TD.	Construction activities carried out in the land comprised in Re.Sy.No.504/10 Mayyanadu Village-reg.	Direction issued to the applicant to furnish CRZ status report.
35.3.7	455/A2/10/S&TD	Construction of Houses under EMS Housing Scheme Pallikunnu Grama Panchayat	Proposal recommended and forwarded to MoEF.
35.3.8.	499/A2/10/S&TD	Reconstruction of Madre-DE-Deus Church, Vettucaud	Reply from Culture Department awaited.
35.3.9	613/A2/10/S&TD	Construction of Parish Hall, St.Francis Church, Oamanapuzha – Mararikulam south Grama Panchayat	Proposal rejected. Decision communicated to Secretary, Mararikulam South Panchayat & Applicant.

35.3.10	681/A2/10/S&TD	Construction of Commercial-cum-residential Complex-Marine Drive area – Purva Grant Bay project –reg.	File referred to the Convenor of the inspection team constituted in file No.1290/A2/09/S&TD
35.3.11	682/A2/10/S&TD	Construction of Commercial-cum-residential Complex-Purva Oceana in Marine Drive area , Kochi-	File referred to the Convenor of the Inspection team in file No.1290/A2/09/S&TD
35.3.12	714/A2/10/S&TD	Construction of resort in the No Development Zone of CRZ III area in Cheranellore Grama Panchayat- Smt.Maggi Davis – Angamali – request for regularization – reg.	Secretary, Cheranellore Grama Panchayat was requested to furnish explanation LSGD was requested to take action against the officers on
35.3.13	783/A2/10/S&TD	Construction of Hotel at Silver Sand island by M/s.Backwater Hotels and Resorts Pvt. Ltd – Reclassification of the area into CRZ –reg.	KCZMA decided that area need not be reclassified. Decision communicated to MoEF.
35.3.14	828/A2/10/S&TD	Construction of Boat yard in Chittattukara Grama Panchayat – Application of Sri.Shajin Antony, Thaiparambil, Pattanam, Vadakkekara – reg.	Project proponent was requested to furnish the building estimate. The same is not received yet.
35.3.15	635/A2/10/S&TD	Violation of CRZ Norms-Pallikkara Grama Panchayat-Illegal Construction made by BRDC & HED –reg.	Stop memo issued to the project proponent
35.3.16	675/A2/10/S&TD	WP(C)No.12623/10 filed by Sri.Ansari Kannothe-reg.	Direction issued to DC, Kannur to stop all the activities.
36 <sup>th</sup> meeting	430/A2/2010/S&TD	Pre-draft Notification 2010	Pre-draft Notification 2010 – discussion paper issued by MoEF, and the report furnished by Kerala state Council for Science, Technology & Environment were discussed by KCZMA in its 36 <sup>th</sup> meeting and the views of KCZMA sent to MoEF.

**Agenda Item No.37.3.1**

**File No.2144/A2/09/S&TD**

**Construction of Apartments and Villas in Chirakkal and Pallikkunnu Grama Panchayat –  
Kannur District – Application of Sri.K.Arun Kumar, MIR Builders and Developers Pvt.**

**Ltd. –reg.**

Secretary, Chirakkal Grama Panchayat has forwarded the proposal for the Construction of apartments and Villas in Re.Sy.No.178/4, 178/5 and 178/8 in Chirakkal and Pallikkunnu Grama Panchayat area of Kannur District. The total built up area of the buildings is 8430 Sq.m. and estimated cost is Rs. 7.1Crores. Later the project proponent also informed that they are planning to construct tourists cottages.

As per the CRZ Map furnished by CESS, the proposed apartments are coming outside the CRZ area. But the 'tourist cottages' are coming within 200-500m of the High Tide Line of sea. Even though the project proponent informed that the buildings in CRZ area are for tourism purpose. from their website it is clear that the buildings proposed in CRZ area. They are planning for 39 luxury villas in CRZ area.

As per the provisions of CRZ Notification 1991. Constructions of Villas are not permissible in this. As the proposed apartments lie outside CRZ area, it need not be objected on CRZ angle.

**Point for Decision**

***Whether NOC may be issued to the construction of apartments as they lie outside CRZ area and the construction of villas in CRZ area may be rejected as this is not a permissible activity.***

**Construction of 1<sup>st</sup> Floor - Request for Coastal Regulation Zone clearance –reg.**

Smt.Nalini Jayarajan, 'Sajna'. Kannur has submitted a representation before the Hon'ble Chief Minister requesting to grant permission for the construction of an additional floor on the existing building in Kannur Municipal area. It is informed that, they constructed a building in Ward No.37 of Kannur Municipality with building No.680. The purpose of the building was recorded as 'residence'.

They could not use the building for residential purpose, because of financial constraints and they have started a tea shop there. Later they requested permission for constructing first floor of the above building and submitted a building plan of 1500 sq.feet to the municipality to modify this as a restaurant.

The proposal was received in Kerala Coastal Zone Management Authority. The plan submitted by the applicant is different from the original plan approved by the Kannur Municipality. It is seen that after getting Coastal Regulation Zone clearance for construction of residential building, they changed the plan and use of the building. Hence the Secretary, Kannur Municipality was requested to verify whether the applicant had violated Coastal Regulation Zone norms.

As per Rule 2(2) of the Coastal Regulation Zone II(ii) of Coastal Regulation Zone Notification 1991, change in use of the building is not permissible. It complies that in Coastal Regulation Zone-II area change in use of the building in existence as on 19<sup>th</sup> February, 1991, is not permissible. Since the building in question was not in existence on 19.2.1991 and the construction was one after obtaining permission from Kerala Coastal Zone Management Authority, the request for the change in use may be considered and clearance may be granted to the additional construction subject to Coastal Regulation Zone norms.

**Point for decision**

***Whether the applicant may be allowed to change the existing building into a restaurant and additional construction may be allowed subject to conditions***

**Construction of resort at Mararikulam – M/s.Carnoustie Resorts Pvt. Ltd.**

M/s. Carnoustie Resorts Pvt. Ltd. submitted the building plan, site plan and other documents of the proposed resort project at Mararikulam in Sy.No. 11 to 19 of Mararikulam North Village, Alappuzha for CRZ clearance. The total plinth area of the proposed construction as reported is 4647.06sq.m., and height 9m. The site falls in CRZ III.

As per the CRZ Map all constructions are coming within 200-500m of High Tide Line of sea. Construction of resorts is permissible in this area with prior approval from MoEF. The estimated cost of the project is Rs.26.92 crores.

The proposal may be recommended to MoEF subject to the following conditions:

- (i) The construction shall be consistent with the surrounding landscape and local architectural style.
- (ii) The overall height of construction up to the highest ridge of the roof, shall not exceed 9meters and the construction shall not be more than 2 floors (ground floor plus one upper floor)
- (iii) Ground water shall not be tapped within 200m of the High Tide Line; within the 200 metre 500 metre zone it can be tapped only with the concurrence of the Central/State Ground Water Board;
- (iv) Extraction of sand, leveling or digging of sandy stretches except for structural foundation of building, swimming pool shall not be permitted within 500 metres of the High Tide Line;
- (v) The quality of treated effluents, solid wastes, emissions and noise levels, etc. from the project area must conform to the standards laid down by the competent authorities including the Central/State Pollution Control Board and under the Environmental (Protection) Act, 1986;

- (vi) Necessary arrangements for the treatment of the effluents and solid wastes must be made. It must be ensured that the untreated effluents and solid wastes are not discharged into the water or on the beach;
- (vii) Approval of the State/Tourism Department shall be obtained, as required.
- (viii) No construction activity is permitted in the 'No Development Zone' ie. 0 – 200m from High Tide Line of sea.
- (ix) Payment of Scrutiny fee.
- (x) The construction will be made as per approved plan by relevant authorities including Local Administration and other agencies of the State/Central Govt.
- (xi) This approval is from the CRZ angle only. All other approvals needed as per rules will have to be obtained by the Project Proponent.
- (xii) The Project Proponent should provide necessary facilities and unhindered access for the officials of KCZMA for inspection of the project site and its premises at any time.
- (xiii) All other relevant provisions of CRZ Rules 1991 shall be observed strictly.

**Point for decision**

***Whether the proposal for the construction of Tourist Resort may be recommended and forwarded to Government of India subject to conditions.***

**Nayarambalam Grama Panchayat – Construction of houses under EMS Hosuing  
Scheme – reg.**

President, Nayarambalam Grama Panchayat has forwarded the proposal for the construction of 130 houses in CRZ area under EMS Housing Scheme. Out of these 130 beneficiaries 87 of them belong to fishermen community and the rest of them are SC people. Most of them are now residing in huts of plinth area below 25sq.m. As per the list submitted, 58 houses possess building number. Earlier similar cases were referred to MoEF. Hence the proposal may be considered and recommended to MoEF.

**Point for decision**

***Whether the proposal for the construction of houses under EMS Housing Scheme in Nayaramablam Grama Panchayat may be recommended and forwarded to MoEF.***

**Construction of resort in Sy.No.296 in Edava Village by M/s.ABL Resorts Pvt. Ltd.-reg.**

Secretary, Edava Grama Panchayat has forwarded the proposal for the construction of a resort in Sy.No.296/9, 24 in Edava Village. The plinth area of the proposed building is reported as 255sq.m. and estimated cost Rs.43 lakh. The site is located on the banks of Edava Nadayara Backwater. The distance from the High Tide Line to the Southern boundary of the proposed plot is 134m. Copy of the site inspection report may be seen as Annexure. 5 (a)

As per the CRZ Notification 1991, the CRZ on the banks of inland water bodies having tidal influence will be 100m from HTL of the inland water bodies or equivalent to the width of the water body whichever is less. The CRZ in the site will be 100m, as the width of the backwater is more than 100m since the distance from the HTL to the proposed plot is 134m, construction of resort building can be permitted after leaving 100m No Development Zone from the HTL of backwaters subject to the following conditions:

- a) All constructions should be in consistency with local architectural style and existing local town and country planning regulations.
- b) The over all height of construction should not exceed 9m.
- c) No effluents should be discharged into the backwater.
- d) All other clearances should be obtained.

**Point for decision**

***Whether the proposal for the construction of a resort in Edava Village may be allowed subject to the above conditions.***

**Agenda Item No.37.3.6**

**File No.941/A2/10/S&TD**

**Reconstruction of Commercial Building in Madayi Grama Panchayat – reg.**

Secretary, Madayi Grama Panchayat has forwarded the proposal for the reconstruction of a Commercial Building in Sy.No.118/5 of Madayi Village, in CRZ area. The proposal is for the reconstruction of an existing commercial building in the No Development Zone of CRZ III. As per the certificate from the Grama Panchayat Secretary, the existing building was constructed prior to 1991. Reconstruction is proposed with two additional floors.

As per CRZ Notification 1991, renovation/reconstruction of existing building can be permitted in the No Development Zone of CRZ subject to the condition that the existing plinth area, existing FSI and existing density shall not be increased.

**Point for decision**

***Whether the proposal for the reconstruction of commercial building in CRZ area may be allowed subject to conditions***

**Agenda Item No.37.3.7**

**File No.965/A2/10/S&TD**

**Kochi – Kayamkulam Sub Sea Pipe line – GAIL (India) Ltd. – reg.**

Deputy General Manager, GAIL (India) Ltd. has informed that NTPC plans to set up a 1050 MW gas based power plant at Kayamkulam for which about 4.8 MMSCMD gas is required. GAIL has to supply RLNG from PLL terminal for which an offshore 24" pipeline for a distance of 120KM at a depth of 20m has to be laid with land fall points at Kochi and Kayamkulam. The pipeline under sea shall be laid outside the existing channel of Port Trust and 550m away from the Fairway buoy.

As per para 2(ii) of CRZ Notification 1991, laying pipelines is a permissible activity with the approval of MoEF. The proposed pipeline passes through CRZ I & CRZ III area. In both these areas the activity can be permitted subject to the approval of MoEF.

**Point for decision**

***Whether the proposal for the laying of subsea pipeline may be recommended and forwarded to MoEF.***

**Agenda Item No.37.3.8**

**File No.1081/A2/10/S&TD**

**Chennam Pallippuram Grama Panchayat – Request for exempting the area from CRZ**

The President, Chennam Pallippuram Grama Panchayat has requested to exempt the area from the purview of CRZ Notification 1991. It is also informed that, the southern part of Thaneermukkam barrage is already out side CRZ limits. It is also informed that this Panchayat is lying close to Thaneermukkam barrage. A copy of the resolution passed by the Panchayat Committee is also forwarded along with the letter.

As per CRZ Notification 1991, CRZ norms is made applicable to the land area up to 100m from the High Tide Line on the banks of backwater. This area has tidal influence and exemption of Panchayat area from CRZ Notification is not possible as per the provisions. It may also be noted that the entire Vembanad backwater will be treated as an area of ecological importance as per the pre draft CRZ discussion paper issued by MoEF. Hence the request for exemption cannot be agreed to.

**Point for decision**

***KCZMA may note the case and advice on the further course of action.***

**Agenda Item No.37.3.9**

**File No.1082/A2/10/S&TD**

**Palluruthy Block Panchayat – Request for exemption from CRZ status –reg.**

A copy of the representation submitted to Hon'ble Chief Minister by the Block Panchayat President, Palluruthy has been forwarded to KCZMA. It is informed that so many difficulties are being faced by the people residing in this area, in constructing dwelling units with the implementation of the provisions of CRZ Notification 1991. Hence he has requested to exempt this area from the purview of the proposed CRZ Notification 2010.

Comments of the State Government on the pre draft CRZ Notification 2010 is being dealt within file No.430/A2/2010/S&TD separately.

**Point for decision**

***KCZMA may note the case for advice.***

**Setting up of a retail outlet at Feroke – Bharat Petroleum Corporation Ltd.-reg.**

Territory Manager, BPCL, vide letter dated 4.6.2010 has requested to reconsider the earlier decision of KCZMA rejecting the request for the construction of petroleum retail outlet in Feroke Grama Panchayat.

The proposal was considered by KCZMA in its 34<sup>th</sup> meeting held on 20.3.2010, and the request was rejected on the ground that commercial activities are not permissible in CRZ. BPCL has requested to consider the matter again. Copy of the letter may be seen as Annexure 10 @

Receipt and storage of Petroleum products and LPG can be permitted in CRZ III area subject to implementation of safety regulations based on the guidelines issued by Oil Industry Safety Directorate, Government of India, Ministry of Environment and Forests. But the construction of petroleum retail outlet is not mentioned either as prohibited activity or permissible activity.

**Point for decision**

***Whether proposal for the setting up of petroleum retail outlet in CRZ area, in Feroke Grama Panchayat may be considered or not.***

**GOVERNMENT OF KERALA**  
**SCIENCE AND TECHNOLOGY DEPARTMENT**

**Minutes of the 35<sup>th</sup> meeting of Kerala Coastal Zone Management  
Authority.**

**Date & Time** : 31<sup>st</sup> May, 2010 10.30AM & 3<sup>rd</sup> June, 2010 11.00AM  
**Venue** : Sasthra Bhavan, Pattom, Thiruvananthapuram.

List of members present is given as Annexure I & Annexure II.

The meeting commenced at 10.30AM on 31<sup>st</sup> May. The Chairman welcomed all the members to the meeting of the Authority. Thereafter, the authority considered the items in the Agenda for discussion, and considered 11 items in the agenda. Remaining items deferred and discussed on 3<sup>rd</sup> June.

***Agenda Item No. 1***

**Confirmation of the Minutes of the 34<sup>th</sup> meeting of KCZMA.**

The authority confirmed the minutes of the 34<sup>th</sup> meeting of KCZMA.

***Agenda Item No. 2***

**Action Taken Report**

The Authority noted the action taken on the decision of 34<sup>th</sup> meeting of KCZMA.

***Agenda item No. 3***

**New proposals for consideration.**

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Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

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Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

**Agenda item No.35.3.1**

**File No.1290/A2/09/S&TD**

**DLF - Riverside Housing Project, Chilavannoor, Vyttila -reg.**

M/s. DLF Ltd. submitted the proposal for the construction of a multistoried residential complex named DLF Riverside Housing Project in sy.No.1019, 1028-33, 1474 & 1473-75 of Poonithura village, Cochin. A Subcommittee has been constituted to conduct an inspection in the site. KCZMA in its 33<sup>rd</sup> meeting discussed the report in detail and decided to call for explanation from the project proponent for starting the project without obtaining CRZ clearance and to collect certain documents. The Project Proponent furnished reply/explanation and necessary documents.

***The Authority discussed the matter and authorized the same Subcommittee to check the records.***

**Agenda Item No.35.3.2**

**File No.1593/A2/09/S&TD**

**Construction of apartment in Thalassery Municipality by M/s.York**

**Properties & Ayles Properties -reg.**

The proposal for the construction of apartments in Thalassery Municipality has been considered by KCZMA in its 33<sup>rd</sup> meeting. A presentation was made by the project proponent. It was seen that the existing structures from which the imaginary line is to be drawn and parallel to the High Tide Line are not in the adjacent plots. The Authority decided to get more details with respect to the above points.

The project proponent furnished the reply. But the status of one of the reference building is not clearly stated therein. ***Hence the Authority decided to clarify the same, and to refer the case to the Subcommittee constituted in File No.1290/A2/2009/S&TD***

Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

Agenda Item No.35.3.3

File No.2141/A2/09/S&TD

**Construction of building for Hatchery & Marine Life Research Centre,  
Thrissur - CISO Institute of Oceanic Studies Pvt. Ltd.**

Secretary, Punnayur Grama Panchayat forwarded the proposal for the construction of building for Hatchery and Marine Life Research Centre in Edakkazhiyoor Village. The proposed construction comes partly in No Development Zone and partly in RDZ of CRZ III. Hatchery can be permitted in the CRZ. But the construction of building for office purpose cannot be permitted in CRZ. Project proponent has made a presentation before the Authority and informed that the cost was erroneously stated as Rs.10 crore and fifty lakhs. Actual cost is Rs.1 crore and Five Thousand Only. The Authority convinced the same and advised to record the same in the minutes.

***The matter has been discussed in detail and decided to grant CRZ clearance to the Project subject to the conditions laid down in the CRZ Notification 1991.***

Agenda item No.35.3.4

File No.2245/A2/09/S&TD

**Alteration of approved plan M/s.Khanna Hotels Pvt. Ltd. at Uduma and  
Pallikkara in Kasaragod District.**

Director, M/s.Khanna Hotels Pvt. Ltd. requested to recommend and forward the proposal for the alteration of approved plan of resort under construction at Uduma and Pallikkara in Kasaragod District.

***KCZMA discussed the case in detail and decided to recommend the case to MoEF, after superimposing the new construction in the CRZ status report prepared by CESS earlier with the following conditions***

Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

1. All the conditions stipulated earlier must be adhered to.
2. All constructions should follow the plans approved by the authority concerned.

**Agenda Item No.35.3.5**

**File No.158/A2/2010/S&TD**

**Construction of house in CRZ area - in Vallikkunnu Grama Panchayat -**

**Application of Mirash, Naseera & Subaida - reg.**

Secretary, Vallikkunnu Grama Panchayat forwarded the application for the construction of a house in the RDZ of CRZ between 450- 500m of High Tide Line in Vallikkunnu Grama Panchayat. The total plinth area of the building as reported is 145.74 sq.m. As per CRZ Notification 1991, construction of dwelling units, between 200-500m of High Tide Line is permissible for traditional fishermen and gothans.

***KCZMA discussed the case in detail and decided to grant CRZ clearance subject to the following conditions:***

- a) the total number of dwelling units shall not be more than twice the number of existing units.
- b) Total covered area on all floors shall not exceed 33% of the plot size.
- c) The overall height of construction shall not exceed 9m.
- d) Construction should not be more than two floors (ground floor +first floor)

**Agenda Item No.35.3.6**

**File No.211/A2/10/S&TD**

**Construction activities carried out in the land comprised in**

**Re.Sy.No.504/10 of Mayyanadu Village - Modification of CZMP - request -**

**reg.**

Chief Town Planner vide letter dated 17.12.2009 requested to clarify whether the area belongs to Immaculate Conception Church, Pullichira falls

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Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

under CRZ or not. A report has been given to CTP after conducting inspection in the site.

Later, church authorities filed representation before Local Self Government Department, and the same is forwarded to KCZMA. It was argued that the CRZ classification of the area was not done properly and hence the area does not come under CRZ. Hence the matter has been referred to CESS for further clarification.

***KCZMA discussed the case in detail and decided to obtain the report from CESS, within one month.***

**Agenda Item No.35.3.7**

**File No.455/A2/10/S&TD**

**Construction of houses in CRZ-III area under EMS Housing Scheme - in  
Pallikkunnu Grama Panchayat - Kannur District -reg.**

Secretary, Pallikkunnu Grama Panchayat has forwarded the proposal for the construction of 7 houses in CRZ area under EMS Housing Scheme. It is proposed to construct houses of plinth area below 40sq.m. Panchayat also reported that these beneficiaries have no other land outside CRZ area. The proposed constructions are in the No Development Zone of CRZ-III.

***KCZMA discussed the matter in detail and decided to recommend the proposal to MoEF for consideration, as was done in similar cases earlier.***

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Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

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Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

**Agenda Item No.35.3.8**  
**File No.499/A2/10/S&TD**

**Reconstruction of Madre De-Deus Church, Vettucaud -reg.**

Secretary, Corporation of Thiruvananthapuram has forwarded the proposal for the reconstruction of Madre De-Deus Church, Vettucaud, for CRZ clearance. Two sets of plan of the proposed construction is also enclosed with the request. The construction is in Sy.No.2670 B, 2680, 2701 of Kadakampally Village. The total plinth area of the proposed building is reported to be 3657.55 sq.m.

***The Authority discussed the case in detail and noted that the area is marked as heritage site in the CZMP of the state. As per Para II Section IV of CRZ Notification 1991 renovation/reconstruction of buildings in heritage site requires prior approval of MoEF. It is decided to ascertain from the Culture Department whether this area is designated as a Heritage site, and thereafter sending the case to MoEF.***

**Agenda Item No.35.3.9**  
**File No.613/A2/10/S&TD**

**Construction of Parish Hall - St.Francis Church, Omanapuzha -**  
**Mararikulam South Grama Panchayat -reg.**

Secretary, Mararikulam South Grama Panchayat forwarded the proposal for the construction of Parish Hall in Sy.No.119/13-3 of Pathirappally Village at a distance of 413m from the High Tide Line of sea. The area belongs to CRZ-III category.

***The Authority discussed the matter and decided to reject the request.***

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Sd/-  
K.N.SATHYAPRASAD  
Deputy Secretary to Govt.  
Science & Technology Dept.

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Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

Agenda Item No.35.3.10

File No.681/A2/10/S&TD.

**Construction of commercial-cum-residential building in Marine Drive  
area- Purva Grand Bay Project -reg.**

Vice President, Puravankara Projects Ltd. submitted the project proposal for the construction of a Commercial-cum-residential building in Marine Drive area in the name Purva Grand Bay. As informed the project is being carried out in the land purchased from GCDA, in sy.Nos.843, 2535/q, 2536 of Ernakulam Village.

As per CRZ Notification 1991, constructions in CRZ-II area can be permitted only on the landward of the existing road or roads proposed in the approved CZMP of the area, or on the landward of existing authorized structures. As per the CRZ status report, there is no road or buildings shown on the western side of the building constructed and the constructed buildings are not lying landward of the approved road/structures.

***The Authority discussed the case in detail and decided to refer the proposal to the Subcommittee constituted in file No.1290/A2/09/S&TD.***

Agenda Item No.35.3.11

File No.682/A2/10/S&TD

**Construction of Commercial -cum-residential Complex - Purva Oceana in  
Marine Drive area, Kochi - reg.**

M/s.Centurions Housing Project and Constructions Pvt. Ltd. has submitted the proposal for the construction of Commercial-cum-residential complex in Marine Drive area in Sy.No.4787/07, 4788, 4789/07 of Ernakulam village.

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As per the CRZ status report, the project site belongs to CRZ II. Construction can be permitted on the landward of existing building on proposed road in the Coastal Zone management Plan of the state. The constructed buildings are not lying on the landward of approved road/structures.

***The Authority discussed the case in detail and decided to refer the proposal to the Subcommittee constituted in file No.1290/A2/09/S&TD.***

**Agenda Item No.35.3.12**

**File No.714/A2/10/S&TD**

**Construction of resort in the No Development Zone of CRZ-III area - in Cheranellore Grama Panchayat - Smt. Maggi Davis, Angamaly - Request for regularization - reg.**

Secretary, Cheranellore Grama Panchayat informed that building permit has been issued to Smt.Maggi Davis, Edassery House, Angamaly for construction of building in Sy.No.3/3, 3/9 to 3/24 of Cheranellore Village. It is also reported that the building for resort was constructed in the No Development Zone of CRZ-III, without following the building permit issued.

As per CRZ Notification 1991, only renovation of existing building without increase in existing plinth area, existing density and existing FSI is permissible. The Panchayat Secretary has issued permission for the construction of new building. This is in violation to the provisions of CRZ Notification 1991.

***The Authority discussed the case in detail and decided to call for explanation from the Panchayat Secretary and to direct Local Self Government Department to take action against the accused officer, for issuing building permit violating the provisions of CRZ Notification 1991.***

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Agenda Item No35.3.13

File No.783/A2/10/S&TD

**Construction of Hotel at Silver Sand Island by M/s.Backwater Hotels and Resorts Pvt. Ltd. – reclassification of the area into CRZ – Direction from MoEF - reg.**

Director, MoEF vide letter dated 15.4.2010 directed to send proposal for the reclassification of the area in Silver Sand Island, Nadama Village, Kanayannur Taluk, Ernakulam District where construction of a 4 star hotel was done by M/s.Back water Hotels and Resorts Pvt. Ltd.

MoEF has pointed out that the area has to be reclassified into CRZ, as it shows some features such as salinity, tidal action and the presence of mangroves. KCZMA vide letter No.2362/A2/08/S&TD dated 2.2.2009 informed that this area needs reclassification into CRZ.

The same issue came up for consideration of the Authority again. At this time, the Authority has changed its view, and arrived at the conclusion that the proposal for reclassification need not be sent to MoEF, as reopening of such cases may lead to complex issues and practical problems. Hence it was decided not to pursue further action. MoEF was informed of the stand taken by KCZMA vide Govt. letter No.877/A2/09/S&TD dated 3.8.2009.

The Project proponent submitted representation before the Authority stating the fact that the area comes outside CRZ, as per the existing CZMP. MoEF also directed to furnish the comments of the State Authority on this also.

The KCZMA in its 35<sup>th</sup> meeting noted the whole developments. The Authority members have pointed out that presence of mangroves is not a criteria for identifying an area as CRZ. In fact, the KCZMP was prepared based on the tidal influence of sea into the backwaters which is measured by its salinity of 5ppt. As per the above criteria, the proposed site for Silver Sand

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doesn't come under CRZ. Further, the members of the Authority have pointed out that in many places in the Coastal stretches of Kerala, mangroves are present and the area lie outside the CRZ limit. It was also pointed out that many fresh water mangroves do not require salinity in the water for their proliferation. Presence of a few Avicinnia species of mangroves in the proposed site may be attributed to many such reasons and need not be due to high salinity level present in the back water. Hence the KCZMA decided to adhere to the earlier decision of not to reclassify the proposed site at Silver Sand and inform to the Ministry of Environment and Forests accordingly.

**Agenda Item No.35.3.14**

**File No.828/A2/10/S&TD**

**Construction of Boat Yard in Chittattukara Grama Panchayat -**  
**Application of Sri.Shaju Antony, Thaiparambil, Pattanam, Vadakkekara -**  
**reg.**

Secretary, Chittattukara Grama Panchayat has forwarded the proposal for the construction of a Boat Yard in the land comprised in sy.No.132/2A, 132/2B, 132/3A, 132/3B2, 135/7, 132/3B1 & 135/7 of Vadakkekara Village. Plinth area of the proposed building is 39.31sq.m. The construction involves office and storage area apart from the Boat Yard. The construction is on the banks of river and it is at a distance of 34.6m.

***KCZMA discussed the case in detail and decided to grant CRZ clearance subject to the following conditions:***

- a) The Panchayat shall ensure that all constructions are made outside CRZ-I area.***
- b) building for boatyard only will be permitted.***
- c) The purpose of the building should not be changed under any circumstances.***
- b) Necessary scrutiny fee shall be paid.***

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Agenda Item No.35.3.15

File No.635/A2/10/S&TD

**Violation of CRZ norms in Pallikkara Grama Panchayat - Illegal  
Constructions made by Bekal Resort Development Corporation & Harbour  
Engineering Department.**

Secretary, Pallikkara Grama Panchayat has informed that construction work is being undertaken by BRDC & HED. in the No Development Zone of CRZ near Pallikkara Beach Park. Though the Panchayat has issued stop memo construction activity still continues.

*KCZMA discussed the matter in detail. In light of the site inspection report submitted by scientists from CESS & KSCSTE it was decided to issue stop memo to the project proponents. The authority noted that no application for KCZMA clearance was submitted by the proponents. It was further observed that even though parks formed an exempted category in the CRZ Rules, the facilities therein must be restricted to only those are required for a park's objective of leisure and relaxation.*

Agenda Item No.35.3.16

File No.675/A2/2010/S&TD

**WPC No.12623/10 filed by Sri.Ansari Kannooh -reg. . . .**

Pappinissery Eco tourism Society is arrayed as the 6<sup>th</sup> respondent in WPC No.12623/10 filed by Sri.Ansari Kannooh. It is stated in the Writ Petition that the Society started construction in the CRZ area in Pappinissery Grama Panchayat in January, 2010. They are planning to construct a resort in the guise of Eco-tourism. A 25m wide road was constructed along the banks of

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the river, resulted in the large scale destruction of mangroves. The whole activity is taking place in around 100 acres of land, and mangroves are being destructed extensively, in the area.

***KCZMA discussed the matter in detail and noted that constructions are made violating the provisions of CRZ Notification 1991. Hence it is decided to issue stop memo for stoppage of all the activities with immediate effect. It was also suggested to explore the legal validity of filing stay petition, in order to stop the construction immediately, in consultation with the Standing Counsel.***

The Meeting came to a close at 12.45PM.

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**Annexure-I**

**Kerala Coastal Zone Management Authority - 35<sup>th</sup> Meeting at  
10.30AM on 31.5.2010.**

**Present:**

1. T.K.Manoj Kumar IAS, Secretary to Government & Chairman, KCZMA.
2. Sri.G.Bahuleyan Nair, Deputy Secretary, Local Self Government Department.
3. Sri.Japa Balan Oliver, Deputy Secretary, Industries Department.  
Prof.B.Madhusoodana Kurup, CUSAT.
4. Sri.K. Radhakrishnan, Additional Secretary, Fisheries & Ports Department.
5. Sri.Sudheer Babu, Senior Environmental Engineer, KSPCB.
6. Dr.K.V.Thomas, Scientist-F, CESS
7. Prof.B.Madhusoodana Kurup. CUSAT.
8. Smt.J.Mercykutty Amma, Ex-MLA .

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Deputy Secretary to Govt.  
Science & Technology Dept.

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T.K.MANOJ KUMAR,  
Chairman, KCZMA

**Annexure-II**

**Kerala Coastal Zone Management Authority - 35<sup>th</sup> Meeting at**  
**11.00AM on 3.6.2010.**

**Present:**

1. T.K.Manoj Kumar IAS, Secretary to Government & Chairman, KCZMA.
2. Sri.G.Bahuleyan Nair, Deputy Secretary, Local Self Government Department.
3. Smt.K.B.Valsala Kumari, Secretary, Environment Department.
4. Sri.Japa Balan Oliver, Deputy Secretary, Industries Department.
5. Sri.V.K.Raveendran, Additional Secretary, Revenue Department
6. Sri.K. Radhakrishnan, Additional Secretary, Fisheries & Ports Department.
7. Smt.Lovely V.T. Senior Environmental Engineer, KSPCB.
8. Dr.K.V.Thomas, Scientist-F, CESS
9. Dr.N.R.Menon, CUSAT.
10. Prof.B.Madhusoodana Kurup, CUSAT.
11. Smt.J.Mercykutty Amma, Ex-MLA.
12. Sri.G.Shaji, Member Secretary, KSCSTE.

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Deputy Secretary to Govt.  
Science & Technology Dept.

Sd/-  
T.K.MANOJ KUMAR,  
Chairman, KCZMA

**Minutes of the 36<sup>th</sup> Meeting of  
Kerala Coastal Zone Management Authority**

Date & Time : 10.06.2010 at 3.00 p.m

Venue : Sasthra Bhavan, Pattom, Thiruvananthapuram

The meeting commenced at 3.00 p.m. It is a special meeting scheduled for discussing the report of the subcommittee constituted by Kerala State Council for Science, Technology and Environment (KSCSTE) on pre-draft CRZ notification 2010 issued by MOEF, Govt. of India. List of participants is enclosed.

Shri. Kamalakshan Kokkal, Joint Director, KSCSTE and Member Convenor of the subcommittee presented the report of the committee. Each item in the report was discussed in detail. At the end, the Convenor of the committee submitted their final report after incorporating all the suggestions and recommendations of the KCZMA members as follows:

1. Major discrepancies are observed in the 'Discussion paper' and the 'Pre-draft Coastal Regulation Zone (CRZ) 2010'. This requires clarification.
2. The word 'etc.' is used under many of the provisions in the proposed CRZ. This may be misused and hence may be avoided so that the provisions are specific. Details may be incorporated in the place of 'etc.'
3. The word 'local community' is used to describe traditional communities with customary rights. The word 'local community' may be replaced with 'traditional community' where ever it is used.
4. All the terms in the pre-draft document, like estuary, bay, creek, backwater, lagoon, beach, island, building, repair, reconstruction, areas prone to inundation due to sea level rise and all other undefined terms in the document need to be defined and added as an appendix to the proposed CRZ notification. This is necessary as these words could be misconstrued in the event of disputes.
5. In the explanation given for tidal influenced waterbodies for which CRZ is reduced to 100m, seas and bays are included along with *estuaries, creeks, backwaters, lagoons* as part of tidal influenced water bodies. This requires modification since seas and bays are part of open sea. *The word*

*'etc.'* may be avoided while explaining tidal influenced water bodies. The last sentence in this para may be modified as *'(Tidal influenced water bodies means estuaries, creeks, backwaters, lagoons and canals)'*

#### **6.2(ii) of pre-draft:**

The existing CRZ situation in the inland water bodies of Kerala as per CRZ notification 1991 (page 4, para 2(ii)) may be retained such that the land area between HTL to 100 m or distance equivalent to the width of the creek, river or backwaters, whichever is less on the landward side along the tidal influenced water bodies that are connected to sea.

*Accordingly, clause 2(ii) may be modified as CRZ shall apply to the land area between HTL to 100m or width of the water body which ever is less on the landward side along the tidal influenced water bodies that are connected to the sea.*

6. Under 2 (v), the **sea bed and inland water bodies may also be included in CRZ of waterpart and the Clause 2 (v) may be modified accordingly.**

7. **Clause 2(iii) of the notification:** The inclusion of the area falling between 500m from HTL and the Hazard Line on the landward side in CRZ requires revisit. Vide this clause the land area falling **beyond (landward) 500m from HTL** may also come under the purview of the CRZ in certain instances. The repercussion due to the introduction of this clause will be severe in Kerala because it proposes to bring additional areas within CRZ which is detrimental to a state like Kerala which faces acute shortage of land due to high density of population. It may be noted that ***the 'Discussion paper', vide clause no.VI ii. under Special Cases, it is stated that the population density along the coastal areas of Kerala is around 2150 persons per sq.km.*** So any increase in the CRZ area beyond 500 m from HTL towards the landward side will aggravate the existing problem on the availability of land in the State. **Hence this clause is not acceptable.**

Moreover, neither the **hazard line** is properly defined in the notification nor the **methodology by which the hazard line is demarcated** is explained in the pre draft notification 2010. The extent of no development zone and the regulated development zones and the activities permissible in the land area beyond (landward of) 500m from HTL are also not given in the pre draft notification. Against this backdrop, Clause 2(iii) may **be kept in abeyance**

till such prescriptions and details including the information on the actual position of hazard line are incorporated in the notification **or the clause may be deleted.**

8. **Para 2.1 (3.2 HTL demarcation):** Once the HTL is demarcated in appropriate maps as proposed, the position of HTL may be demarcated on the field with the help of physical objects such as stones, pillars, etc in order to have more visibility and transparency about the boundary of CRZ . This will be useful for avoiding violations to a greater extent in future.

9. The Hazard line based relaxations given in CRZ II for constructions and CRZ III for resorts may be withdrawn.

10. Para 3 (v) & 3 (vi): Government of India shall provide adequate funds to the State for preparation and implementation of action plans for phasing out existing discharge of untreated wastes and existing dumping of city & town wastes as suggested in the notification in page 7 item no. (vi). The relevant parts of the above clauses may be modified: 'The State and Union Territory.....and the Centre will allocate adequate funds for the preparation of Action Plans and implementation to deal with pollution of .....

11. Para3 (ix): Any construction on the coast has a potential to change its morphology and destabilise the shoreline. **Hence Morphological Impact Assessment (MIA) and Morphological Impact Management Plan (MIMP) should be part of any EIA** for permitting coastal constructions.

12. Construction of breakwaters and other shore structures for ports has the potential to destabilise even a stable coast. Hence construction of ports in stable and medium erosion sites should also be restricted subject to EIA & MIA studies.

13. Under item 4.2 (i) (f): the **CRZ map shall cover an area of 2km radius instead of 7 kms radius proposed** as the maximum extent of CRZ area is limited to 500 m only.

14. Under item 4.2 (ii) ..... within a period of forty five date may be corrected as forty five days.

15. Para 8(ii) (III) CRZ III para (xiii): may be modified to be specific '..... case to case basis by Central authority or CZMA' may be corrected as .... **'case to case basis by Central authority or State/Union territory CZMA'**

**16. In CRZ IV areas, the following may be added in addition to whatever is given**

The pre-draft is silent on permissible/restricted activities in CRZ IV. The following may be clearly specified

- i) to continue all activities by the respective states on the exploitation, management and conservation of fishery resources admissible under article 342 of the constitution. The powers and rights exercised by the State Fisheries Department in the territorial waters and inland waterbodies shall prevail.
- ii) make use of suitable water bodies for regulated aquaculture developments
- iii) Installation of devices for the enhancement of fish wealth such as Fish Aggregating Devices (FAD), artificial reefs etc.
- iv) to set up marine protected areas, sanctuaries, marine parks etc in the suitable regions

17. Besides the provision for fishermen given in 8 III(xv), other essential facilities required for the fishermen such as roads, drainage, water storing and distribution facilities, vehicle parking space, crushing of ice, toilets, waste treatment plants, and fish drying units and mini ice plants may be permitted in the 0-50 m in the CRZ of Kerala

18. The words 'landward (monsoonal) crest' in Appendix I need to be changed as 'landward (monsoonal) berm crest' since 'berm crest' is the morphological signature for HTL along sandy coasts.

19. The HTL and LTL demarcation by different authorised agencies should give uniform output. The HTL and LTL demarcated by 2 different agencies on the same location should be same within a defined and acceptable level of error, dependent on the scale of the maps and the accuracy of instruments. There should be a mechanism to have random verification of the HTL demarcated by the authorised agencies.

20. Para 7(i)V **Areas requiring special consideration**: Para 7(i) details the different categories of CRZ i.e. (I)CRZ I, (II)CRZ II, (III)CRZ III and (IV)CRZ IV. When "Areas requiring special consideration" is given as "V" in continuation of the above four Coastal Regulation Zones. Since it can be interpreted that "Areas requiring special consideration" is a separate CRZ category of its own at par with other CR Zones of the predraft notification. The conditions given for CRZ I-IV are mutually exclusive, the restrictions imposed for CRZ I, II, III and IV are not binding for "Areas requiring special

consideration” as long as it is treated as a separate Zone. This should not be the case. Hence it is strongly recommended that “Areas requiring special consideration” may be delinked from para 7(i) and treated separately as para 7(ii). It may also be specifically mentioned that Zones I-IV shall be applicable to “Areas requiring special consideration

21. The terms **SPCZ II and SPCZ III** in the title and Para 1 of Annexure III (providing guidelines for resort development) in the predraft CRZ notification 2010 **are newly introduced** and are not mentioned/defined/explained or used in the text part of the Pre-draft notification 2010 and hence may be deleted.

22. The provision in para 1 (a) in Appendix III in Pre-draft notification 2010 (guidelines for resort development) need to be changed since this provision to give permission to develop resorts landward of hazard line, may make it possible to develop resorts very close to the shoreline along coasts having seawalls and coastal cliffs. This may cause adverse impacts on coastal morphology and beach-nearshore morphodynamics.

23. The concept of No Development Zone close to the shoreline in the CRZ notification 1991 may be retained. The construction of resorts need to be permitted only landward of the No Development Zone of the respective CRZ Zones to ensure that pollution and other disturbances to the coastal system from land based activities are minimum.

24. The provision in para 1 (b) in Appendix III in Pre-draft notification 2010 (guidelines for resort development) gives arbitrary power to a Central Govt Department to permit resort development anywhere in the CRZ including very close to the shoreline. This may lead to proliferation of resorts very close to the shoreline which may defeat the very purpose of the CRZ which is to reduce the adverse impacts on coastal systems due to land based activities. The provisions in the Annexure II of the CRZ notification of 1991 shall continue i.e., Annexure II 7(1) shall be retained. It is also suggested that provision I(a) and I(b) of Annexure III of redrafted notification of 2010 may be deleted.

25. Annexure III Pre-draft notification 2010 may be modified such that guidelines prevailing in CRZ III and CRZ II of 1991 shall be binding for construction of beach resorts.

26. Vembanad as Critically Vulnerable Coastal Areas(CVCA): The Integrated Management Plan for Vembanad lake shall be prepared by retaining the CRZI,CRZII,CRZ III and CRZ IV as defined in the Draft

Proposal -Coastal Regulation Zone (CRZ),2010 released from the Ministry of Environment and Forest, Govt. of India.

27. The Malayalam version of the Pre-draft Coastal Regulation Zone 2010 may be revisited to ease out the discrepancies with the English version.

It was decided to forward the final report to MoEF, Govt. of India on behalf of KCZMA.

Meeting came to close at 5.00 P.M.

File No.087/ENV/10/CZMA

**Site Inspection Report**

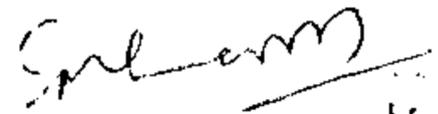
The proposed site for construction of the tourism resort by M/s. ABL Resorts Pvt Ltd in survey number 296/9, 24 was inspected on 11.06.2010. The site is located on the banks of Edava-Nadayara backwater in the Edava Grammapanchayat. The distance from the HTL to the southern boundary of the proposed plot is 134m.

As per the CRZ notification, the CRZ on the banks of inland water bodies having tidal influence will be 100mts from HTL of the inland water bodies or equivalent to the width of the water body (Whichever is less). In the proposed site for construction of Resort in Edava Village bearing Survey nos. 296/9, 24 the CRZ will be 100m land ward from the HTL of the backwater, as the width of backwater is more than 100 meters. This area is classified as CRZ III, which is a No Development Zone where no new constructions are permitted. The plot is devoid of any features to be classified as CRZ I. The land use of the site at present is coconut plantation and is an undulating terrain.

Hence the CRZ clearances shall be given for constructing the resort only on the landward of the HTL giving a buffer zone of 100m.



Dr. K.S. Arunkumar  
Project Officer  
KSCSTE



Shri. S. Mohanan  
Technical Officer  
CESS

16/6/2010

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Annex. 10 (a)

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ഭാരത സർക്കാർ ക്യാമ്പസ്  
കാലികറ്റ് ടെറിറ്ററി കാര്യാലയം



Calicut Territory Office  
A Govt. of India Undertaking  
Calicut Territory Office

CLT TER.NRO.FEROKE.RAILWAY LAND

04.06.2010

To

The Secretary to Govt. & Chairman, KCZMA  
Sasthra Bhavan, Pattom  
Thiruvananthapuram



Respected Sir,

**SUB: CRZ EXEMPTION FOR SETTING UP A NEW RETAIL OUTLET  
AT FEROKE, CALICUT DISTRICT**

**REF: Your letter No. 1948/A2/09/S&TD dated 19.04.2010**

We had applied for getting exemption under CRZ for setting up a new retail outlet at Re. Sy. No. 145 in Feroke Grama Panchayat in Calicut District vide our letter reference no. A3-3491/09 dated 20.10.2009.

Vide your above reference letter you had intimated that exemption for CRZ cannot be considered as it is a commercial venture and not admissible under CRZ Notification 1991.

We hereby request you to consider once again the above decision made on the following facts:

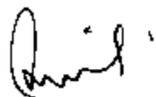
1. Bharat Petroleum Corporation Limited is a Navaratna Public Sector Undertaking coming under Government of India.
2. The land which was taken on lease is not a private land but was taken from Indian Railways who vide their tender notification PGT/OT/13?2007 dated 24.08.2007 had called upon oil companies to set up retail outlet for public distribution. *Copy of the tender notice is enclosed as Annexure I.*
3. We had obtained No Objection Certificate (NOC) from Additional District Magistrate, Kozhikode for setting up a retail outlet at this location. *Copy of the NOC is enclosed as Annexure II.*

4. No Objection Certificate is given by Additional District Magistrate based on the reports given by the following department:
  - i. Fire Department
  - ii. Revenue Department
  - iii. Public Works Department
5. We also have obtained building permit from The Secretary, Feroke Grama Panchayat which was endorsed by Chief Town Planning Office, Thiruvananthapuram. *Copy of the Building Approval is enclosed as Annexure III.*
6. Based on the above approvals, we also have invested in the site for site development activities to the tune of Rs. 10.00 lakhs.
7. This site is located very near to the town and there are other commercial activities adjacent to this land and it is a must to have a retail outlet to meet the demands of the market.
8. The building that we will be constructing on this premises for retail outlet will not be more than 39 sq.m and it is only to accommodate electrical panel board for running the retail outlet.

Considering all the above factors, we hereby request you to reconsider the decision and give us exemption under CRZ for construction of building at Re Sy. No. 145 of Karuvanthuruthy Village in Feroke Grama Panchayat in Calicut District.

Thanking you,

Yours faithfully,  
For **Bharat Petroleum Corporation Limited**



**Territory Manager (Retail)**  
**Calicut**

Encl.: a. a