

**Confidential**

**KERALA COASTAL ZONE MANAGEMENT AUTHORITY**

**28<sup>th</sup> MEETING**

**Agenda & Notes**

Venue : Sasthra Bhavan,  
Pattom,  
Thiruvananthapuram.

Date & Time: 2.30PM on 23<sup>rd</sup> January, 2009.

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

# KERALA COASTAL ZONE MANAGEMENT AUTHORITY

## 28<sup>th</sup> MEETING

**Date & Time**

23<sup>rd</sup> January, 2009

2.30PM

**Venue**

Sasthra Bhavan,

Pattom, Tvpm.

---

**Agenda Items**

- 28.1 : Confirmation of the Minutes of 26<sup>th</sup> & 27<sup>th</sup> Meeting
- 28.2 : Action taken report on the decision of 26<sup>th</sup> & 27<sup>th</sup> Meeting.
- 28.3 : Consideration of New Agenda Item.
- 28.3.1 : Construction of building – CRZ clearance-Application from Shri.Rishi Sanghari, Director, Globe Link Hotel, Jamshedpur-reg.
- 28.3.2 : Construction of a residential building in Kozhikode Corporation by Shri.K.P.Ali Koya- Instruction for CRZ clearance issued-ratification – reg.
- 28.3.3 : Construction of building in CRZ area in Pallippuram Grama Panchayath- Application of Smt.Geetha-reg.
- 28.3.4 : Construction of a Hotel at Silver Sand Island near Vyttila Junction by M/s.Backwater Hotels & Resorts Pvt. Ltd. –reg.
- 28.3.5 : Request for regularisation of the reconstructed building in Perinad Grama Panchayath, Kollam District- application of Smt.Sheela an shri.Joy-reg.
- 28.3.6 : Setting up of Coastal Police Station under CRZ Notification 1991- guidelines issued-reg.
- 28.3.7 : Proposal for the construction of a building for motor house in CRZ I area-reg.
- 28.3.8 : Construction of Residential building near Pokkali fields in CRZ I area- application received from Shri.Shanmughan-reg.
- 28.3.9 : Construction of Anganvadi building in Mangalam GRama Panchayath, Tirur Taluk-CRZ clearance –reg.
- 28.3.10 : Cadastral scale maps for Kozhikode Corporation and Varkala Municipality-Final report – reg.

**Agenda Item No.28.1**

**Consideration of the minutes of the 26<sup>th</sup> & 27<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.28.2**

**Action Taken Report(26<sup>th</sup> & 27<sup>th</sup> KCZMA)**

Agenda Item No	File No	Subject	Action taken
26.3.1	2094/A2/07/S&TD	Construction of Coastal Security Police Station, Thottappally-reg.	Ratified the action.
26.3.2	1055/A3/08/S&TD	Kannur Municipality – Construction of a residential cum commercial flat by M.P.Hassan Kunhi-reg.	Recommended and forwarded to MoEF, Govt. of India on 19.12.08
26.3.3	G.O. (Rt)No.46/08/S&TD	Judgments complied by KCZMA -reg.	Ratified the action
26.3.4	2178/A2/07/S&TD	Paravur Municipality – Construction of a Tourist Resort by Shri.Y.Johnson -reg.	CRZ clearance issued on 4.12.2008.
26.3.5	1054/A3/08/S&TD.	Construction of building in Vallikunnu Panchayath for AMUP School, Kadalundi Nagaram - Ratification-reg.	Ratified
26.3.6	1058/A3/08/S&TD.	Reconstruction of building in Parappanangadi Village – Request from Shri.P.K.Abdu Rabb MLA – Ratification – reg.	Ratified
26.3.7	1056/A3/08/S&TD		Decision communicated to the Project proponent on 26.12.2008. Further

		Construction of Beach Resort at Naduvattom, Bepore, Kozhikode by Dr.K.R.Saratchandran - reg.	action pursued in file No.63/A3/09/S&TD.
26.3.8.	1350/A2/08/S&TD	Construction of a building for Community Health Centre – Neendakara – CRZ clearance - reg.	CRZ clearance issued vide lr. Dated.12.1.2009.
26.3.9	1756/A2/08/S&TD	Chavara Grama Panchayath – CRZ norms – Special permission for constructing dwelling houses near IREL-reg.	Report from the Secretary, Chavara Grama Panchayath & IREL being awaited.
26.3.10	1764/A2/08/S&TD	Construction of house in CRZ area in Azhikode GRama Panchayath	Decision communicated to Secretary, Azhikode Grama Panchayath & CESS vide lr.dt.27.12.2008.
26.3.11	1042/A3/08/S&TD	Police Station building at Marad – CRZ clearance – ratification – reg.	Reported to MoEF, GoI
26.3.12	1616/A3/08/S&TD	Kozhikode Corporation – Fuel Retail Outlet – CRZ clearance – reg.	Forwarded to CESS for urgent report on 14.1.2009
26.3.13	253/A2/08/S&TD	Construction of a Anganvadi building – Trikkadavur Grama Panchayath – reg.	CRZ clearance issued vide lr. Dated 5.12.2008.
26.3.14	1542/A2/08/S&TD	Judgment dated 11.7.2008 in WP©No.2697/07, 15012/08, 17303/08 and 17304/08 – reg.	Subcommittee constituted vide G.O. (Rt)7/09/S&TD dt. 20.1.2009.
26.3.15	1158/A2/08/S&TD	Cosntruction of a Hostel Building in Alappad Village-reg.	Recommended and Forwarded to Government of India on 26.11.2008.
26.3.16	1868/A3/08/S&TD	Construction of Coastal Security Police Station, Bepore , Kozhikode	Reported to MoEF, GoI
26.3.17	1713/A2/08/S&TD	Construction of Hotel and Convention Centre, in Cheruvikkal village, Attipra,	Recommended and forwarded to Government of India on

		Thiruvananthapuram by M/s. chalet Hotels Pvt. Ltd.	26.11.2008.
26.3.18	1837/A2/08/S&TD	Construction of School Building – GFUPS, Mannalamkunnu, Pannayoor Grama Panchayath, Thrissur-reg.	CRZ clearance issued on 26.11.2008.
26.3.19.	1521/A2/08/S&TD	Orumanayoor Grama Panchayath- construction of dwelling house in CRZ area – application of Smt.Leena Sajeevan	Recommended and forwarded to Government of India on 4.1.2009
26.3.20	1888/A2/08/S&TD	Decision taken by KCZMA between April 2008 – October, 15 <sup>th</sup> – Ratification –reg.	Ratified.
26.3.21	1989/A2/08/S&TD	TRP-Proposal for construction at Arattupuzha Grama Panchayath – CRZ permission requested-reg.	Decision communicated to Revenue Department on 14.1.2009
26.3.22	1000/A2/06/S&TD	Details of the subcommittee constituted by the KCZMA for conversion of CRZ III areas into CRZ II category-reg.	Letter issued to Convenor of subcommittee on 16.1.2009
27.1	2229/A2/08/S&TD	Reconstruction of houses in Coastal areas for traditional inhabitants-reg.	Decision being communicated to Government of India.
27.2	78/A2/08/S&TD	Judgment in WP©No.36237/07 filed by Smt.Shalbi Shaji and 11 others	Decision communicated to Govt. of India 10.1.2009.
27.3.	2227/A2/08/S&TD	Construction of houses under Tsunami Rehabilitation Programme in Thrissur District-reg.	A team of Scientific Officers is being deputed for site inspection.

**Agenda Item No. 28.3.1**

**File No. 1869/A3/08/S&TD**

**Construction of building – CRZ Clearance – Application from Sri.Rishi Shanghari, Director, Glob Link Hotel, Jamshedpur – reg**

The Secretary, Uduma Grama Panchayat , Kasaragod District has forwarded a proposal for the construction of a building (Resort of 32464 Sq.M) with a cost of Rs.17.7 crores by Sri.Rishi Shangari, Director, Glob Links Hotel, Jamshedpur, at Pallikkara Village. The area comprising an extent of 32.35 acres of dry land.

The proposed construction is spread over two sites in Pallikkara Village. The site I lies with in No Development Zone in CRZIII category where no new construction is permissible . The site II has CRZ having No Development Zone of river and construction is proposed outside this. This site lies beyond 500 metre from High Tide Line of Sea . The construction in site II which lies outside CRZ area can be permitted from CRZ angle subject to the following conditions :-

- i). No construction or flattening of sand dunes, leveling can be permitted in CRZ area which lies in the vicinity of the proposed site.
- ii). It must be scrupulously ensured that the construction is made only outside the No Development Zone and shall be consistent with surrounding landscape and local architectural style.
- iii). Groundwater shall not be tapped within 200 metre of High Tide Line and other conditions laid down in the notification.
- iv). Permanent structures for sport facilities shall not be permitted in the adjoining CRZ area except construction of Goal posts, Net posts and lamp.
- v). No solid wastes/effluence shall be discharged into the sea.
- vi). The purpose shall not be changed and no other activities shall take place in the proposed site.
- vii). All other relevant rules regarding construction in CRZ area shall be followed strictly if any construction activities take place within 500 metre of High Tide Line.

**POINT FOR DECISION**

***Whether the proposal for the construction of building at Pallikkara village in site II outside CRZ by M/s. Glob Link Hotels can be permitted with the above conditions.***

**Agenda item No. 28.3.2**

**File No. 2101/A3/08/S&TD**

]

**Construction of a residential building in Kozhikode Corporation by Sri.K.P.Ali Koya – Instruction for CRZ clearance issued – ratification – reg**

The Secretary, Kozhikode Corporation has forwarded a proposal for the construction of a residential building by Sri. K.P. Ali Koya in Ward No.22, Re-survey No. 675,677,678,679,680 & 663 of Kozhikode Corporation.

As per the site plan the proposed construction lies in CRZ II and landward of existing building (No. 22/492) of Kozhikode Corporation . The plinth area of the proposed building is less than 500 M<sup>2</sup>. As the area is in CRZ II , construction can be permitted landward of existing building (if it is authorized as per CRZ notification) as per Kerala Coastal Zone Management Plan (1995) subject to the budget estimate is less than 5 crores.

Since the proposal is for the construction of a residential building with plinth area less than 500M<sup>2</sup>, the Secretary, Kozhikode Corporation has been informed that the construction may be permitted under the CRZ Notification 1991.

**Point for Decision**

***Whether the action in giving instruction to Secretary, Kozhikode Corporation for the issuance of CRZ clearance for the construction of a residential building by Sri.K.P. Ali Koya in Ward No.22, Re-survey No. 675,677,678,679,680 and 663 of Kozhikode Corporation may be ratified.***

**Agenda Item No.28.3.3**

**File No.2273/A2/08/S&TD**

**Construction of building in CRZ area in Pallippuram Grama Panchayath –  
Application of Smt.Geetha – reg.**

Secretary, Pallippuram Grama Panchayath forwarded the proposal for the construction of a dwelling unit in CRZ area by Smt.Geetha who belongs to traditional fishermen community. The plot is at 58m from the High Tide Line of Kayal. The area belongs to CRZ III and is No Development Zone where constructions are not permissible. The petitioner belongs to traditional fishermen community.

**Point for decision**

***Whether the proposal for the construction of a dwelling unit by Smt.Geetha in the No Development Zone of CRZ area in Pallippuram Panchayath may be recommended and forwarded to Government of India.***



**Agenda Item No.28.3.4**

**File No.2362/A2/08/S&TD.**

**Construction of a hotel at Silver Sand Island near Vyttila Junction  
by M/s.Backwater Hotels & Resorts Pvt. Ltd.**

Deputy Director, Ministry of Environment And Forests, Government of India vide letter dated 7.10.08 directed KCZMA to furnish comments on the proposal of M/s.Backwater Hotels & Resorts Pvt. Ltd., for construction of a Hotel at Silver Sand Island (near Vyttila Junction). Copy of the site also enclosed herewith the proposal. A Field visit was conducted on this by a team of Technical Experts. Copy of the Filed Inspection report may be seen as Annexure.

Proposal for CRZ clearance for the project have not been received in KCZMA.

**Point for decision.**

***Whether the field inspection report may be accepted and the Government of India may be given a reply accordingly.***

**Agenda Item No.28.3.5**

**File No.2412/A2/08/S&TD.**

**Request for regularisation of the reconstructed building in Perinad Grama Panchayath, Kollam District – Application of Smt. Sheela and Shri.Joy – reg.**

Smt.Sheela and Shri.Joy, Aswini Nivas, Chemmakkad, Perinad, Kollam have informed that the Secretary, Perinad Grama Panchayath, Kollam District rejected their application for issuing building number to the reconstructed building situated at a distance of 65m from the High Tide Line of backwater on the reason that, the building is within the No Development Zone. The petitioner stated that the construction was not a new one, but it was the reconstruction of an authorized building which had been existing for the last 80 years. It is requested that building number may be allotted to the reconstructed building.

As per CRZ Notification, 1991 Modification/ repair of existing authorized building can be permitted in No Development Zone subject to the condition that there is no increase of existing plinth area, FSI and density. Earlier, the Panchayath themselves issued permission for the reconstruction.

**Point for decision.**

***Whether the Perinad Grama Panchayath may be informed that as per CRZ Notification, 1991 modification/repair of existing authorized building can be permitted in No Development Zone of CRZ III, subject to the condition that there is no increase of existing plinth area, FSI and density.***

**Agenda Item No.28.3.6**

**File No.2419/A2/08/S&TD**

**Setting up of Coastal Police Stations under CRZ Notification, 1991 –  
guidelines issued – reg.**

The CRZ Notification, 1991 provides for regulation of activities which require water front or foreshore facilities for developmental and infrastructure projects. The Coastal Police Stations which are intended for defence, policing and vigilance purposes in coastal areas require waterfront and foreshore facilities due to their nature of work.

In Letter No.II-83/2005-IA III dated 3.12.2008, Government of India have informed that in view of the need to strengthen coastal security, coastal Police Station may be considered as projects requiring waterfront as per CRZ Notification and has directed the State Coastal Regulation Zone Authorities to consider projects of coastal Police Stations with investment upto Rs.5 crores, and if it is more than Rs.5 crores, to forward the same to Ministry of Environment and Forests, Government of India. Copy of the relevant Government of India letter is kept below as Annexure.

**Point for decision**

***KCZMA may note the case and authorize the Chairman to take suitable decisions in such cases without further reference to the Authority.***

**Agenda Item No.28.3.7**

**File No.2458/A2/08/S&TD**

**Proposal for the construction of a building for motor house in CRZ-I area**

The Secretary, Edavanakkad Grama Panchayath, Ernakulam district vide letter dated 18.11.2008 requested to clarify whether CRZ clearance can be issued for the construction of a building for motor house at a distance of 7m from the banks of filtration ponds in CRZ I area.

As per the CRZ Notification, 1991 construction of structures for motor house in CRZ I area is not permissible. Pumping of ground water in CRZ area is regulated and pumping using mechanical devices is prohibited. Details of the 'Motor house' to ensure whether it is indeed exclusively for housing the motor for pumping water is being ascertained from the Panchayath.

**Point for Decision.**

***Whether the Panchayath may be informed that pumping of ground water using mechanical devices is a prohibited activity in CRZ area and so the activity cannot be permitted there, especially in CRZ I.***

**OR**

***Whether any exemption can be granted in case the Panchayath confirms that the construction is exclusively for housing motor/pump for water to be used exclusively for agricultural purpose.***

**Agenda Item No.28.3.8**

**File No.2459/A2/08/S&TD.**

**Construction of residential building near Pokkali fields in CRZ-I area –  
Application received from Shri.Shanmughan, Mulavukad –reg.**

Secretary, Mulavukad Grama Panchayath vide letter dated 25.8.2008 has pointed out a case where a house was constructed by a traditional fisherman in CRZ I and applied for building number. The Panchayat has requested to issue clarifications on the following points on the basis of CRZ Notification 1991.

1. Whether building number can be issued to the house situated at 10m from the side of a marshy land which was a pokkali field 30 years back.
2. Whether building number can be issued in the above case on the basis of the relaxations allowed to fishermen and if so the procedure therefore.

A filed inspection was conducted by a team of scientists. Copy of the field inspection report is enclosed as Annexure

3. It is reported that the referred house is located in an islet of Mulavukadu Panchayath where 95% of the area is either part of waterbody, filtration pond or CRZ. All the neighbouring houses which are given numbers are also in similar islets. The applicant belongs to traditional fishermen community, and depends on backwater and filtration ponds for livelihood. Hence it is recommended to consider this as a special case and to forward the proposal for the construction of dwelling house on the banks of filtration ponds and backwater to Ministry of Environment & Forests(MoEF).

4. A proposal to relax the provision of CRZ for constructing residential buildings for traditional inhabitants in coastal areas was considered by KCZMA in the meeting held on 21<sup>st</sup> March, 2008 and was taken up with Government of India. Their decision is being awaited.

**Point for decision**

***Whether the proposals for granting CRZ clearance for the construction of dwelling units by traditional local inhabitants on the banks of filtration ponds and backwaters, subject to conditions, may be recommended and forwarded to MoEF, Government of India, considering the peculiar nature of islets and the necessity to protect the traditional and customary right to livelihood of the traditional inhabitants there.***

**Construction of Anganwady building in Mangalam Grama Panchayat ,**  
**Tirur Taluk - CRZ Clearance – reg**

The Secretary, Mangalam Gramapanchayat has forwarded a proposal for the construction of an Anganwady building in Mangalam Gramapanchayat in Tirur Taluk. The proposed construction is in 3 cents of land in Re-survey No. 240/07 and the estimated cost is 3,50,000/- rupees which is allotted to the Panchayat Authorities under Tsunami Rehabilitation Programme.

The proposed site lies 175Metres from the High Tide Line of sea. The area comes under CRZ III in No Development Zone.

As per CRZ notification 1991, construction of school building for local inhabitants in No Development Zone can be permitted on a case to case basis.

**POINT FOR DECISION**

***Whether construction of Anganwady building in Mangalam Grama Panchayat in Tirur Taluk in Re-survey No. 240/07 in the No Development Zone (175 metres from High Tide Line of sea) may be permitted as a special case subject to usual conditions.***

**Agenda Item No.28.3.10**

**File No.86/A2/09/S&TD.**

**Cadastral Scale maps for Kozhikode Corporation and Varkala Municipality – Final Report – reg.**

The CESS has prepared the final report of Cadastral scale CRZ maps for Kozhikode Corporation and Varkala Municipality under the KSCSTE project on “Cadastral Scale CRZ Maps for Urban Areas in Kerala Phase I”. The Kerala State Council for Science, Technology and Environment has requested to place it before the KCZMA.

**Point for decision**

***Whether the Cadastral scale maps for Kozhikode Corporation and Varkala Municipality prepared by CESS may be approved.***

**Additional Agenda Item No.1**

**File No.1676/A2/08/S&TD**

**Construction of a five star Hotel 'Crown Plaza' at Kundannur, Maradu,  
Kochi.**

Deputy Director, Ministry of Environment and Forests, Government of India directed to furnish comments on the construction of a five star hotel 'Crown Plaza' at Kundannur, Maradu. The proposed construction on the banks of Kundannur Thodu, which is part of Vembanadu backwater, influenced by tidal action. The site is covered in Map.No.34 of the Coastal Zone Management Plan of the State. A site inspection has been conducted by a team of Technical Experts. Copy of the inspection report may be seen as Annexure

It is reported that the ongoing constructions for the hotel 'Crown Plaza', in the area extending landward from the High Tide Line upto 72m are in violation of CRZ rules.

It may also be noted that no application has been received in the Kerala Coastal Zone Management Authority for this construction.

**Point for decision**

***Whether a reply based on the above report may be furnished to Ministry of Environment and Forests, Government of India.***



**Additional Agenda Item No.2**

**File No.2163/A2/08/S&TD.**

**Establishment of a Kitin Unit by M/s.A.S.Traders in CRZ area – Punnapra Grama Panchayath**

Secretary, Punnapra Grama Panchayath vide letter dated 11.11.2008 requested to issue CRZ clearance for establishing a Kitin Unit. The proposed industry is in No Development Zone of CRZ-III(within 200m from the High Tide Line). It is proposed to utilize the already existing building and no new construction is involved. As per the CRZ Notification 1991, industrial activities are prohibited in CRZ area. This is not defined as an industry which needs foreshore facility. Whether the fishing related industrial activity on the coastal areas can be treated as a special activity is a decision to be taken by the Ministry of Environment and Forests.

**Point for decision**

***Whether the proposal for the establishment of Kitin unit in the No Development Zone of CRZ III area in an existing building may be recommended and forwarded to Government of India.***

**Additional Agenda Item No.3**

**File No.2385/A2/08/S&TD**

**Construction of building 'Prestige Forum Mall' Maradu Grama Panchayath  
by M/s.Thomsun Realtors – reg.**

Secretary, Maradu Grama Panchayath vide letter dated 17.9.2008 submitted a proposal for the construction for 40 lakh sq.ft. building 'Prestige Forum Mall' in Sy.No.138/1,2,3,4,5,6,9,11,12,13,14,15,16; 139/1,3,4; 140/2,3,4,5; 141/11,13,14; 145/4,6,7,8; 176/21; 179/1,10,11,25,26 of Maradu Village Ernakulam District. On detailed examination, it is seen that the proposed area is the No Development Zone of CRZ III. Water body reclamation is also proposed in the site which is a prohibited activity as per CRZ Notification 1991. From the Status Report prepared by CESS, it is clear that part of the area is filtration ponds which are classified as CRZ I. Hence the entire area of the proposed project is coming under the No Development Zone. Hence the proposals was rejected vide Govt.lr.No.1851/A2/08/S&TD dated 15.10.2008. Copy may be seen as Annexure.

As per the letter dated 4.12.2008, the Secretary, Maradu Grama Panchayath again submitted the same proposal, in the same location. It is seen that the proposed construction of the Prestige Forum Mall is not permissible as per the provisions of CRZ Notification 1991. The project proponent argues that the water in that area is having salinity @300PPM against the limit is 5000PPM. A copy of the letter form project proponent is enclosed.

**Point for decision**

***KCZMA may decide whether any reconsideration of the earlier decision is necessary, in the light of the letter from the Project Proponent.***

**Additional Agenda Item No. 4**  
**File No.2194/A2/08/S&TD**

**Construction of building in CRZ area in Orumanayoor Grama Panchayat –**  
**Application of Smt. Femina Shamsuddin – reg**

Secretary, Orumanayoor Grama Panchayat has requested to clarify whether clearance may be issued to a building proposed to be constructed at 87metre from the banks of a lake, where the width is more than 100m. A site inspection has been conducted to verify the CRZ status of the area. Copy of the same may be seen as Annexure

It is reported that the above proposal is a reconstruction of a two storied tiled house into a concrete house. The inspection team has recommended to issue permission to the above, subject to the following conditions :-

1. The area should not be exceeded from the existing house.
2. The old house may be demolished after completing the present construction.

It is also reported that the people belonging to those area faces so many difficulties, because of the denial of permissions for the building construction.

Hence the team recommended that the KCZMA take a decision (1) to reduce the No Development Zone to 40% on the banks of river/creeks and backwaters and to permit construction landward to the existing buildings in the No Development Zone of CRZ area, subject to conditions as stipulated in CRZ III.

**Points for decision**

***Whether permission may be granted to the proposed constructions and advice on the action to be taken on the above recommendations.***

**Additional Agenda Item No.5**

**File No.105/A2/09/S&TD**

**Mining of heavy mineral sand at Alappad, Ponmana and  
Ayanivelikulangara, Kollam – Request from IREL-reg.**

IREL, vide letter dated 1.1.2009 requested to issue CRZ clearance for the mining of heavy mineral sand at Alappad, Ponmana and Ayanivelikulangara, Kollam. As per CRZ Notification 1991, mining of beach places is a permissible activity. It can be permitted in CRZ III and CRZ I(ii) areas. The same is not permissible in CRZ I(i) ecologically sensitive areas. As per the CRZ status report, plots in Sy.No.412, 113, 114, 36 &4 are CRZI(i) areas. Hence mining in these areas is not permissible.

**Point for decision**

***Whether the request for clearance for mining in CRZI(i) area may be recommended and forwarded to Ministry of Environment and forests, Government of India as a special case, as the proponent is a Central Public Sector Undertaking.***

**Additional Agenda Item No.6**

**File No.114/A2/09/S&TD.**

**Illegal construction at Pulinkudi within CRZ – reg.**

The Secretary, Kottukal Grama Panchayath vide letter dated 6.1.2009 submitted the proposals for CRZ clearance as directed in WP© No.35227/08. It is reported that Sri.Bernard.M.Louis, Bethsaida Heritage, Pulinkudi, Chowara has made certain constructions in violation of CRZ Notification. It is also reported that the constructions made lie within 0-200m of High Tide Line of sea, ie. Within the No Development Zone. The Hon'ble court has ordered to pass final orders within one month from the date of receipt of the application from the respondent Panchayath. The application is received on 8<sup>th</sup> January, 2009. A decision has to be taken on or before 7<sup>th</sup> February, 2009. The Hon'ble High Court has also directed to give notice to the Panchayath and the petitioner before a decision is taken. A hearing is being arranged shortly.

**Point for decision**

***Whether the Chairman, KCZMA may be authorized to take a decision on the proposal for the construction of building in the No Development Zone in Kottukal Grama Panchayath by Shri.Bernard.M.Louis of Bethsaida Heritage, Pulinkudi after hearing the Panchayath and the petitioner, in view of the time limit stipulated by the Hon'ble Court.***

**Additional Agenda item No.7**

**File No. 2125/A2/08/S&TD**

**Govt. LPS, Edakkazhiyoor – Construction of building, Stage and Compound Wall – CRZ clearance issued – Ratification –**

Head Mistress, GLPS, Edakkazhiyoor, submitted the proposal for construction of computer room, stage and compound wall for the school under TRP assistance and requested for CRZ clearance. The proposed construction is between 200-500m from High Tide Line in CRZ-III area. As per the plan, Compound wall is also permitted.

CRZ clearance is already issued subject to the following conditions taking in view of the urgency of the matter.

**a. General**

- i) The construction of structures, if any, may be undertaken as per the plans approved by the local authorities concerned, in conformity with the existing local and central rules and regulation including the provisions of CRZ Notification.
- ii) All safety norms would be ensured and proper arrangements may be made for security of pupils.

**b. Specific**

- i) The purpose shall not be changed under any circumstances.
- ii) The project proponent must take necessary arrangements for disposal of solid wastes and for the treatment of effluents/wastes. It must be ensured that the effluents/solid wastes are not discharged into the sea.

**Point for decision.**

***The action taken by the Chairman, KCZMA in having issued clearance for the constructions may be ratified.***

**Additional Agenda Item No.8**

**File No.104/A2/09/S&TD**

**Clarification on CRZ Notification 1991 – Request from Ezhikkara  
Grama Panchayath**

Secretary, Ezhikkara GRama Panchayath vide letter dated 29.9.2008 requested to issue clarification on construction of new buildings and the reconstruction of buildings in CRZ areas as per the CRZ Notification 1991. A site inspection has been conducted in the area by a team of technical officers. Copy of the field inspection report may be seen as Annexure.

**Point for decision**

***Whether the recommendations made as item No. 1 to 4 in the site inspection report may be considered for further necessary action.***

**Additional Agenda Item No.9**

**File No.2413/A2/08/S&TD**

**Paravur Municipality – Construction of Shed in CRZ area – reg.**

Secretary, Paravur Municipality vide letter dated 14.11.2008 submitted application for granting CRZ clearance for the sheds constructed in the area without permission. On examination it is seen that the construction is made in CRZ II area. As per CRZ Notification 1991, construction can be permitted by SCZMA. Subject to the following conditions:

*Building construction shall be made on the landward side of the existing road (or roads proposed in the approved Coastal Zone Management Plan of the area) or on the landward side of existing authorized structures as existing on 19<sup>th</sup> February 1991.*

*As per the CRZ report submitted the construction is made in CRZ II area. The site has CRZ both on sea shore and banks of backwater. The proposed site is landward of approved road on the sea shore in Kerala coastal Zone Management Plan. On the backwater side if the existing government building is approved/authorized(constructed before 20<sup>th</sup> February, 1991) construction can be permitted on landward side of the same.*

**Point for decision**

***Whether CRZ clearance may be granted to the construction subject to the above condition.***



**Additional Agenda Item No.10**

**File No.1000/A2/06/S&TD.**

**Recategorisation of CRZ III area into CRZ II**

The categorization of CRZ III area into CRZ II was discussed by KCZMA in its 20<sup>th</sup> meeting and a Sub Committee was constituted to examine the possibility of the same. The case was again placed before the Authority in its 23<sup>rd</sup> meeting. The Authority decided to collect data from the Local Self Government Department. As there is no response from the Local Self Government Department. The Sub Committee decided to collect necessary information from Coastal Panchayat. The report of the same is not yet received. In the meantime, the term of the then Authority was over and it was reconstituted by Government of India. Shri.Raveendran Nair who is a Member of the Sub Committee is not a member of the reconstituted KCZMA. The validity of the Sub Committee is to be extended and a member may be nominated, if necessary, in the place of Shri.Raveendran Nair.

**Point for Decision.**

***Whether the Subcommittee of KCZMA constituted as per G.O. (Rt)38/07/S&TD dated 28.5.2007 may be allowed to continue functioning as Sub Committee of the present KCZMA.***

***and, if so***

***Whether a new member may be nominated in the Sub Committee in the place of Shri.Raveendran Nair, if so the authority may suggest the same or authorize the Chairman to nominate a member.***