

महाराष्ट्र प्रादेशिक व नगर रचना अधिनियम, १९६६
बृहन्मुंबई क्षेत्राच्या जी/एन प्रभागाच्या सुधारित मंजूर
विकास योजनेमधील प्रस्तावित फेरबदलाबाबत कलम
३७(१अेओ)(सी) खालील सूचना.....

महाराष्ट्र शासन

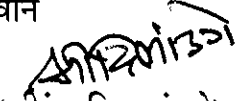
नगर विकास विभाग

मंत्रालय, मुंबई : ४०० ३२

क्रमांक :- टिपीबी ४३१६/प्र.क्र. १५७/ २०१६/ नवि-११

दिनांक - ५ जानेवारी २०१७

शासन निर्णय : सोबतची अधिसूचना शासनाच्या असाधारण राजपत्रात प्रसिध्द करण्यात यावी.
महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने


(श्रीरंग दि. लांडगे)

सह सचिव, महाराष्ट्र शासन.

प्रत,

मा. मुख्यमंत्री महोदयांचे प्रधान सचिव.

मा. मंत्री (सामाजिक न्याय) यांचे खाजगी सचिव

मा. राज्यमंत्री, नगर विकास विभाग यांचे खाजगी सचिव.

प्रति, (१) सचिव, वस्त्रोद्योग मंत्रालय, भारत सरकार, नवी दिल्ली.

(२) सचिव, पर्यावरण व वनमंत्रालय, भारत सरकार, नवी दिल्ली.

(३) अध्यक्ष तथा व्यवस्थापकीय संचालक, राष्ट्रीय वस्त्रोद्योग महामंडळ, नवी दिल्ली.

(४) महानगर आयुक्त, मुंबई महानगर प्रदेश विकास प्राधिकरण

(५) आयुक्त, बृहन्मुंबई महागनरपालिका.

(६) संचालक, नगर रचना, महाराष्ट्र राज्य, पुणे

(७) सह सचिव, तथा संचालक, नगर रचना, नगर विकास विभाग, मंत्रालय, मुंबई.

(८) उप संचालक, नगर रचना, बृहन्मुंबई.

(९) व्यवस्थापक, शासकीय मध्यवर्ती मुद्रणालय, चर्नीरोड, मुंबई.

(त्यांना विनंती करण्यात येते की, सोबतची शासकीय अधिसूचना महाराष्ट्र शासनाचे
असाधारण राजपत्रात प्रसिध्द करुन त्याच्या १० प्रती नगर विकास विभाग (नवि-११), मंत्रालय,
मुंबई : ४०० ०३२ व उपसंचालक, नगर रचना, बृहन्मुंबई यांना पाठविण्यात याव्यात.)

(१०) कक्ष अधिकारी, माहिती व तंत्रज्ञान विभाग (त्यांना विनंती करण्यात येते की, सोबतची
सूचना विभागाच्या वेबसाईटवर प्रसिध्द करण्याबाबत आवश्यक ती कार्यवाही करावी)

(११) निवड नस्ती (नवि-११)

**Maharashtra Regional and Town
Planning Act, 1966.**

**Sanctioned modification to Revised
Development Plan of 'G/N' Ward of
Gr. Mumbai under section 37(1AA)
(C) of the Act.**

**GOVERNMENT OF MAHARASHTRA
Urban Development Department,
Mantralaya, Mumbai 400 032.
Dated :- 5th January 2017.**

NOTIFICATION

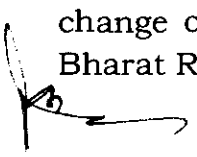
No. TPB-4316/CR- 157/2016/UD-11:

Whereas the Development Plan of "G/North" Ward of Greater Mumbai (hereinafter referred to as "the said plan") has been sanctioned by the Government under section 31(1) of the Maharashtra Regional and Town Planning Act, 1966 (hereinafter referred to as "the said Act") vide the Urban Development Department's Notification No. TPB 4391/2476/UD-11 (RDP) dated **10/3/1992** and the same has come into force with effect from **20/4/1992**.

And whereas , the plot of India United Mill No.6 belonging to the National Textile Corporation of India, bearing Final Plot No. 1163 (admeasuring approximately 4.84 Hectare) of Town Planning Scheme Mahim, No.-IV, and abutting 42.60 mt. wide Development plan Road falls in Special Industrial Zone(I-3) (hereinafter referred to as "as the said land")

And whereas, the Legislative Assembly and Legislative Council of Maharashtra State, in the Winter Session of the Legislature had unanimously passed a resolution on 20/12/2011 that the Govt. of India should be requested to transfer the land of India United Mill No.6 free of cost to the State Govt. for construction of "Grand Memorial of Bharat Ratna Dr. Babasaheb Ambedkar" (hereinafter referred to as 'the said Memorial') , following which the Government of India had been requested to transfer the said land to the State Government for construction of the said Memorial;

And whereas, the said request was under active consideration of the Govt. of India and whereas the NCZMA had also recommended in its 25th meeting dated 16/07/2012 to amend the CRZ Notification 2011 so as to allow change of use on the land from 'Industrial' to 'Construction of Memorial of Bharat Ratna Dr.Babasaheb Ambedkar';



And whereas, the Government found it expedient to urgently delete the said land from '**Special Industrial Zone(I-3)**' and reserve the same for the reservation of '**Grand Memorial of Bharat Ratna Dr. Babasaheb Ambedkar**', by including the same in surrounding Residential Zone

And whereas, the Govt., in exercise of the powers conferred under sub-section (1AA) of section 37, accordingly issued the Notice No. TPB-4312/CR-2/2012/UD-11 dated 1st December 2012 for inviting suggestions/objections from the general public with regard to the proposed modification for including the said land in Residential Zone and reserving the same for '**Grand Memorial of Bharat Ratna Dr. Babasaheb Ambedkar**' (hereinafter referred to as "the proposed modification") and appointed Deputy Director of Town Planning, Brihanmumbai as the Officer (hereinafter referred to as "the said Officer") to submit a report on the suggestions/objections received in respect of the proposed modification to the Govt. after giving hearing to the concerned persons and the Planning Authority.


And whereas, the said Notice was published in the Maharashtra Government Gazette (Extra Ordinary Part-I, Konkan Division Supplementary) (hereinafter referred to as " the Official Gazette") dt. 3rd Decement 2012 and the said Officer, after completing legal procedure, has submitted his report through the Director of Town Planning, Maharashtra State vide letter No.276 dt. 8th March 2013;

And whereas, in Special Leave Petitions before the Hon'ble Supreme Court of India, the decision of Hon'ble High court of Bombay in various writ petitions, recognizing Back Bay and Mahim Bay as "Bay" has been upheld and in the light of this, MCZMA is considering the cases on the basis of 100mtr. maximum CRZ limit along these bays;

And whereas, following the aforesaid judicial orders and the consequent redemarcation of the Coastal Regulation Zone, out of the total 4.84 Hectare area of the said land, an area admeasuring approximately 2.03 Hectares now falls in CRZ and an area admeasuring approximately 2.81 Hectare falls outside CRZ ;

And whereas, vide letter No. D.O.No.17/4/2011-NTC(Vol.VIII) dated 16.8.2016, the Govt. of India in the Ministry of Textiles have conveyed approval to the transfer of the said land to the Government of Maharashtra on certain terms and conditions;

And whereas, the Govt. in exercise of the powers conferred under cluase (c) of sub-section (1AA) of section 37, issued the Notification of even no. dated 21st November 2016, sanctioning the reservation of **Grand Memorial of Bharat Ratna Dr. Babasaheb Ambedkar** on non-CRZ area admeasuring



approximately about 2.81 Hectare of the said land and kept in abeyance the decision on CRZ area of the said land admeasuring about 2.03 Hectare.

And whereas, the Ministry of Environment, Forest and Climate Change , Government of India has issued notification on 23.12.2016 in respect of amendments to CRZ Notification-2011 regarding construction of Memorial in the Honour of Bharat Ratna Dr. Babasaheb Ambedkar on the said land.

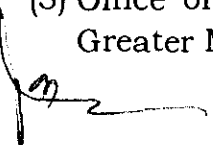
And whereas, after considering the above circumstances, the suggestions /objections received from the general public, the report of the said Officer, and the say of the Planning Authority and after consulting the Director of Town Planning, Maharashtra State, the State Government is of the opinion that the proposed modification may be sanctioned for the CRZ part of the said land.

Now, therefore, in exercise of the powers conferred upon it under section 37(1AA)(c) of the said Act, the Government hereby:-

- A) Sanctions the proposed modification as described in the Schedule appended hereto.
- B) Fixes the date of publication of this Notification in the Official Gazette as the date of coming into force of this sanctioned modification.
- C) Directs the Municipal Corporation of Greater Mumbai that, in the Schedule of Modifications appended to the Notification sanctioning the said Development Plan, after the last entry, a new entry as per the schedule appended hereto, shall be added.

A plan showing the sanctioned modification shall be kept open for inspection by the general public during the office hours on all working days at the following offices :-

- (1) Office of the Metropolitan Commissioner, Mumbai Metropolitan Region Development Authority, Bandra Kurla Complex, Bandra (East), Mumbai 400 051.
- (2) Office of the Deputy Director of Town Planning., Greater Mumbai, having his office at ENSA Hutments, E-Block, Azad Maidan, Mahapalika Marg, Mumbai 400001.
- (3) Office of the Chief Engineer (Development Plan) Municipal Corporation of Greater Mumbai, Mahapalika Marg, Mumbai 400001.

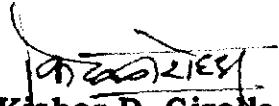


This Notification shall also be available on the Govt. of Maharashtra website : www.maharashtra.gov.in

SCHEDULE

" The area admeasuring approximately **2.03** Hectare, which fall in the Coastal Regulation Zone, out of total plot of land admeasuring approximately **4.84** Hectare, bearing final plot No. 1163 of Town Planning Scheme, Mahim No.IV, abutting 42.60 mt wide Development Plan Road (more particularly shown on the plan attached herewith), is deleted from "Special Industrial Zone(I-3)" and included in the surrounding Residential Zone and reserved for "**Grand Memorial of Bharat Ratna Dr. Babasaheb Ambedkar**", for which the State Government shall be the Appropriate Authority.

By order and in the name of the Governor of Maharashtra,


(**Kishor D. Girona**)

Under Secretary to Governme