
	Republic of the Philippines Department of Environment and Natural Resources <b>ENVIRONMENTAL MANAGEMENT BUREAU</b> DENR Compound, Jones St. Tacloban City, Philippines	
	<b>NOTICE OF VIOLATION</b>	

AUG 19 2021

ENVIRONMENTAL MANAGEMENT BUREAU  
RELEASED BY: [Signature]  
DATE: 8/20/2021  
TIME: 2:49pm

DENR-PAB Case No. 08-000087-21-W

**CATBALOGAN QUICK TRIP GASOLINE STATION**  
Brgy. Mercedes, Catbalogan City, Samar

Thru: **GARY UY**  
Managing Head

Sir/Madame:

This notice is being served upon you for alleged violation of **R.A 9275** otherwise known as the Philippine Clean Water Act of 2004, based upon the survey/inspection conducted by the technical personnel of the Provincial Environmental Monitoring Unit (PEMU) – Samar last **02 March 2021**.

**ACTS CONSTITUTING THE VIOLATION**

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants <b>without</b> wastewater <b>Discharge Permit</b> since <b>02 March 2021</b> .	Violation of <b>Section 14, Article 2, Chapter 2</b> of <b>DENR Administrative Order No. 2005-10</b> , Implementing Rules and Regulations of <b>RA 9275</b> in relation to <b>Section 28</b> thereof and in relation further to <b>Pollution Adjudication Board Resolution No. 01 Series of 2019</b> .

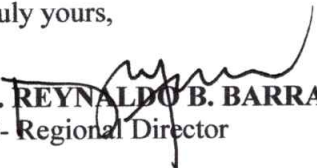
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **within fifteen (15) days from receipt hereof**, your defense/position to the alleged violation which is punishable by a fine of **Nineteen Thousand Five Hundred Pesos (P19,500.00) for every year of violation** of the above cited prohibited act and to show cause why no Order should be issued against you, directing immediate cessation of the project operation

Please submit a hard copy of your written explanation to this Office, as well as an electronic copy of the same to **embr8\_records@emb.gov.ph**, copy furnished **legalunitembr8@gmail.com**, to expedite the submission.

Please be informed that failure to submit the position paper on or before the period prescribed above shall mean a waiver of your right to contest the findings of the report and present evidence on your defense and the case may be decided based on evidence on record.

Please be guided accordingly.

Very truly yours,

  
**ENGR. REYNALDO B. BARRA**  
OIC- Regional Director

AUG 20 2021

DENR-PAB Case No. 08-000047-21-A

**CATBALOGAN QUICK TRIP GASOLINE STATION**

Brgy. Mercedes, Catbalogan City, Samar

Thru: **GARY UY**  
Managing Head

**Sir/Madame:**

This notice is being served upon you for alleged violation of **R.A 8749** otherwise known as the Philippine Clean Air Act of 1999, based upon the survey/inspection conducted by the technical personnel of the Provincial Environmental Monitoring Unit (PEMU) – Samar last **02 March 2021**.

**ACTS CONSTITUTING THE VIOLATION**

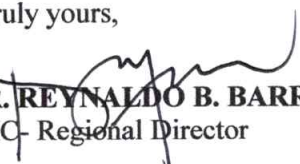
Finding/s	Prohibited Act/s
Operating without <b>Permit to Operate</b> of the following <b>Air Pollution Source Installations</b> : three (3) units <b>UGTs for diesel, unleaded and premium gasoline, each with respective 7,000 liters rated capacity; and one (1) unit Diesel standby genset (DENYO) with 60 KVA capacity (48 KW), since 02 March 2021.</b>	Violation of <b>Section 1, Rule XIX of DENR Administrative Order No. 2004-26</b> , amending Rule XIX of DAO 2000-81, Implementing Rules and Regulations of <b>RA 8749</b> , in relation to <b>Section 47</b> thereof, and in relation further to <b>Pollution Adjudication Board Resolution No. 01 Series of 2019</b> .

Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **within fifteen (15) days from receipt hereof**, your defense/position to the alleged violation which is punishable by a fine of **Nineteen Thousand Five Hundred Pesos (P19,500.00) for every five (5) years of violation** of the above cited prohibited act and to show cause why no Order should be issued against you, directing immediate cessation of the project operation

Please submit a hard copy of your written explanation to this Office, as well as an electronic copy of the same to **embr8\_records@emb.gov.ph**, copy furnished **legalunitembr8@gmail.com**, to expedite the submission.

Please be informed that failure to submit the position paper on or before the period prescribed above shall mean a waiver of your right to contest the findings of the report and present evidence on your defense and the case may be decided based on evidence on record.

Please be guided accordingly.

Very truly yours,  
  
**ENGR. REYNALDO B. BARRA**  
OIC- Regional Director





## SURVEY/INSPECTION FOR AIR QUALITY MANAGEMENT

Department: ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: AC-03-04  
Date of Survey/Inspection: 3/2/2021  
Mission Order No.: EMBR8-2021-003221

## 1. GENERAL INFORMATION

Name of Establishment: **CATBALOGAN QUICK TRIP GASOLINE STATION**Address: **Brgy. Mercedes, Catbalogan City, Samar**

Geo Coordinates:

11.782246058147443, 124.87775004956615

Nature of Business: Gas Station

PSIC Code: 4661

Product: N/A

Year Established: 2012

Operating hours/day: 14

Operating days/week: 7

Operating days/year: 365

Product Lines	Production Rate as Declared in the ECC (unit/day)	Actual Production Rate (unit/day)
	N/A	
Name of Managing Head:	Gary Uy	
Name of PCO:		
PCO Accreditation No.:		Date of Effectivity:
Phone/Fax:		Email:

## 2. PURPOSE OF INSPECTION

- ☐ Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification

	New	Renewal
<input type="checkbox"/> New Renewal	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> PMPIN Application	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste ID Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous Waste Transporter Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hazardous waste TSD Registration	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Permit to Operate Air Pollution Control Installation	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discharge Permit	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Others <u>Survey</u>	<input type="checkbox"/>	<input type="checkbox"/>

- ☒ Determine compliance status with the environmental regulations, permit conditions, and other requirements

- ☐ Investigate community complaints  
☐ Check status of voluntary commitment

☐ Industrial Ecowatch  
☐ Philippine Environmental Partnership Program (PEPP)  
☐ Pollution Adjudication Board (PAB)  
☐ Others \_\_\_\_\_

☐ Others \_\_\_\_\_

Name of Contact Person	Juanito Balondo
Position / Designation	Cashier

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits	Date of Issue	Expiry Date
PD 1586	ECC1	4/30/2012	N/A
	ECC2		
	ECC3		
RA 6969	DENR Registry ID	N/A	
	PCL Compliance Certificate		
	CCO Registry		
	Permit to Transport		
RA 8749	POA No.	None	
RA 9003	ECC for Sanitary Landfill	N/A	
RA 9275	DP No.	None	

MODULE AQM01: PRE-INSPECTION INFORMATION SHEET FOR EMISSION SOURCES

Emission Source Data Information	
Emission Source No.	1
Type (Brand/Model)	Underground Tank (UGT)
Rated Capacity	7000 liters
Fuel Type & Quantity	1 unit/Premium gasoline
Operating Capacity	N/A
Control Facility	N/A
Notes: operational	

Emission Source Data Information	
Emission Source No.	2
Type (Brand/Model)	Underground Tank (UGT)
Rated Capacity	7000 liters
Fuel Type & Quantity	1 unit/Diesel
Operating Capacity	N/A
Control Facility	N/A
Notes: operational	

Emission Source Data Information	
Emission Source No.	1
Type (Brand/Model)	DENYO Diesel Generator Set
Rated Capacity	60 KVA (48 KW)
Fuel Type & Quantity	Diesel
Operating Capacity	N/A
Control Facility	N/A
Notes: Standby	

Emission Source Data Information	
Emission Source No.	3
Type (Brand/Model)	Underground Tank (UGT)
Rated Capacity	7000 liters
Fuel Type & Quantity	1 unit/Unleaded gasoline
Operating Capacity	N/A
Control Facility	N/A
Notes: operational	

Legal Provision	Regulatory Requirements	Compliant			Notes
		Y	N	N/A	
DAO 2004-26 Rule 19 Section 1	Application for Permit to Operate has been filed for new or modified emission sources	/			
Rule 19 Section 3	As built design of the installation conforms with submitted engineering plans and specifications	/			
	Declared control facilities are installed and operational	/			
	Installation is located as proposed in the vicinity map (plant and machinery layout)	/			
	Facility design capacity is within the capacity declared in the application for permit to operate	/			
Rule 19 Section 5	Temporary Permit is still valid			/	
DAO 2000-81 Part 7 Rule 25 Section 5 a# 3	Facility is fossil fuel-fired powerplant over 10 MW rating installed with CEMS for particulates, sulfure oxide, and NOx			/	
	Facility is petroleum refinery / petrochemical industry installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is primary copper smelter installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is steel plant installed with CEMS for particulates and sulfur oxide			/	
	Facility is ferro-alloy production facility installed with CEMS for particulates			/	
	Facility is cement plant installed with CEMS for particulates			/	
Section 3a #1	Facility has the potential to emit at least 750 tons/year of regulated pollutant. Facility has CEMS and COMS.			/	
	Facility has the potential to emit at least 750 tons/year of particulate matter. Facility has COMS.			/	
EMB DAO 2007-22 Section 5	CEMS/COMS Specifications for Opacity is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 1			/	
	CEMS/COMS Specifications for Sulfur Dioxide and Nitrogen Oxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 2			/	
	CEMS/COMS Specifications for Carbon Dioxide and Oxygen is compliant with:			/	





	USEPA 40 CFR Part 60 Appendix B, Performance Specification 3				
	CEMS/COMS Specifications for Carbon Monoxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 4 and 4A			/	
	CEMS/COMS Specifications for Hydrogen Sulfide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 7			/	
<p><b>Other Observations:</b></p> <ol style="list-style-type: none"> <li>1. The gas station is in normal operation during the conduct of survey.</li> <li>2. Main products are Diesel stored in 1) Underground tank with a capacity of 7,000 liters 2) Underground tank for Unleaded with capacity of 7,000 liters 3) Underground tank for Premium Gasoline with a capacity of 7,000 liters. In addition, the gas station is provided with one (1) unit Diesel generator set (DENYO) with a capacity of 60 KVA (48 KW). Used only for their emergency power in case of power interruption.</li> <li>3. The station's source of water is from the local water district. Potential wastewater generation would be coming from washing activity and C.R. that are directly drained and contained to septic tank for domestic waste.</li> </ol> <p><b>Remarks and Recommendation:</b></p> <ol style="list-style-type: none"> <li>1. For issuance of Notice of Violation for operating without Permit to Operate Air Pollution Source Installations as per Section 1, Rule XIX of DAO 2004-26, Amending Rule XIX of DAO 2000-81, IRR of RA 8749 also known as the Philippine Clean Air Act of 1999.</li> <li>2. For issuance of Notice of Violation for operating without Wastewater Discharge Permit as per Section 14, Article 2, Chapter 2 of DAO 2005-10, IRR of RA 9275 also known as the Philippine Clean Water Act of 2004.</li> </ol> <p><b>List of Documents Reviewed:</b></p>					

Photo Documentation:







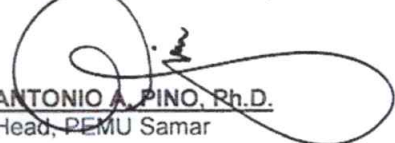




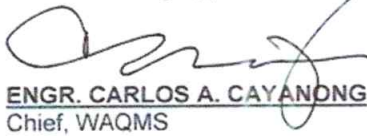
Submitted by:

  
ROY ALEXANDER H. TABOADA  
EMS II

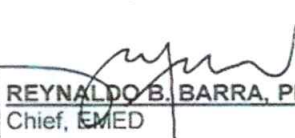
Reviewed and Checked by:

  
ANTONIO A. PINO, Ph.D.  
Head, PEMU Samar

Recommending Approval:

  
ENGR. CARLOS A. CAYANONG  
Chief, WAQMS

Approved by:

  
REYNALDO B. BARRA, PME  
Chief, EMED

Noted by:

  
METECIA R. MACEDA  
Regional Director