



NOTICE OF VIOLATION

MAR 21 2022

SAN ISIDRO POULTRY FARM
Brgy. San Isidro, Sogod, Southern Leyte

Thru: **ADRIAN VINCENT S. TORRECAMPO**
Managing Head/Pollution Control Officer

DENR-PAB Case No. 08-000014-22-W

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: [Signature]
DATE: 3/21/2022
TIME: 2:23 PM

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) – Southern Leyte last **25 February 2021**.

ACTS CONSTITUTING THE VIOLATION

| Finding/s | Prohibited Act/s |
|---|---|
| Operating a facility that discharges regulated water pollutants without a valid required wastewater Discharge Permit , since first found to have failed to secure the same in a previous inspection conducted last 15 May 2018 . | Violation of Section 27 (c) of R.A 9275 in relation to Section 28 of the same Act, and in relation further to Pollution Adjudication Board Resolution No. 01, Series of 2019 |

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 **embr8_legal@emb.gov.ph**, 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 WATER QUALITY MANAGEMENT



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: _____

Date of Survey/Inspection: **February 25, 2021**

Mission Order No.: _____

1. GENERAL INFORMATIONName of Establishment: **San Isidro Poultry Farm**Address: **Brgy. San Isidro, Sogod, Southern Leyte**Geo Coordinates: **10.414461°N, 124.992280°E**Nature of Business: **Poultry**PSIC Code: **01461**

Product: _____

Year Established: **2017**Operating hours/day: **12**Operating days/week: **30**Operating days/year: **365**

| Product Lines | Production Rate as Declared in the ECC (unit/day) | Actual Production Rate (unit/day) |
|------------------------|--|-----------------------------------|
| | | |
| | | |
| | | |
| Name of Managing Head: | Adrian Vincent S. Torrecampo | |
| Name of PCO: | Adrian Vincent S. Torrecampo | |
| PCO Accreditation No.: | NONE | Date of Effectivity: _____ |
| Phone/Fax: | 09086932554 | Email: _____ |

2. PURPOSE OF INSPECTION

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

| | New | Renewal |
|--|--------------------------|--------------------------|
| _____ New Renewal | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ PMPIN Application | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Hazardous Waste ID Registration | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Hazardous Waste Transporter Registration | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Hazardous waste TSD Registration | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Permit to Operate Air Pollution Control Installation | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Discharge Permit | <input type="checkbox"/> | <input type="checkbox"/> |
| _____ Others _____ | <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 | Adrian Vincent S. Torrecampo |
| Position / Designation | Owner |

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

| Environmental Law | Permits | | Date of Issue | Expiry Date |
|-------------------|----------------------------|----------------------|---------------|-------------|
| PD 1586 | ECC1 | ECC-OL-R08-2015-0038 | 01/09/2019 | |
| | ECC2 | | | |
| RA 6969 | DENR Registry ID | | | |
| | PCL Compliance Certificate | | | |
| | CCO Registry | | | |
| | Permit to Transport | | | |
| RA 8749 | POA No. | 16-POA-A-0864-001 | 01/07/2019 | 01/07/2022 |
| RA 9003 | ECC for Sanitary Landfill | | | |
| RA 9275 | DP No. | Applied Online | | |

4. Water Supply and Wastewater Generation N/A

A. Water Sources

| Sources of Water Supply | Daily (m ³ /day) | Annual (m ³ /day) | Specify if Others |
|------------------------------------|-----------------------------|------------------------------|-------------------|
| Surface water (river, lakes, etc.) | | | |
| Groundwater | .6 | | |
| Water utilities | | | |
| Others (specify) | | | |

B. Wastewater Sources N/A

| Water Use / Sources of Wastewater | Consumed (m ³ /day) | Generated (m ³ /day) | Specify if Others |
|-----------------------------------|--------------------------------|---------------------------------|-------------------|
| Process Water | | | |
| Domestic Water | .6 | | |
| Cooling Water | | | |
| Maintenance | | | |
| Storm drain | | | |
| Others (specify) | | | |

C. Quality of Abstracted Water N/A

| Sources of Water Supply | BOD/ COD | TSS | AVFP | Heavy Metals | Specify if Others |
|-------------------------|-------------|-----|------|--------------|-------------------|
| | | | | | |
| | | | | | |

5. Information on Wastewater Pollution N/A

A. Does the Establishment have a Wastewater Treatment Plant?

☐ Yes

☒ No

B. What type of WWTP?

☐ Physical

☐ Biological

☐ Chemical

☐ Others

C. WWTP Detail

| | |
|---------------------------------------|--------------------------------------|
| 1. Date Installed | |
| 2. Design Capacity | |
| 3. Cost of WWTP | |
| 4. Annual Maintenance Cost (Php/year) | |
| 5. Location of Discharge Point(s) | Receiving Water Body SEPTIC TANK |
| | Classification of Water Body NONE |
| | <input type="checkbox"/> V-weir |
| 6. Flow Metering Device Use | <input type="checkbox"/> Flow Meter |
| | Other (specify) NONE |
| 7. Flow Rate NO DATA | Influent |
| | Effluent |
| | Others (specify) |

| A. Components of WWTP | | | |
|--|--|--|--------|
| Primary | Biological | Chemical | Others |
| <input type="checkbox"/> Screening <input type="checkbox"/> Primary Treatment <input type="checkbox"/> Grit Removal <input type="checkbox"/> Oil/Water Separator <input type="checkbox"/> Equalization Tank <input type="checkbox"/> Others (specify) _____ | <input type="checkbox"/> Activated Sludge <input type="checkbox"/> Anaerobic Digestion <input type="checkbox"/> Tricking Filter <input type="checkbox"/> Oxidation/Stabilization Pond <input type="checkbox"/> Sequencing Batch Reactor <input type="checkbox"/> Others (specify) _____ | <input type="checkbox"/> pH Adjustment <input type="checkbox"/> Disinfection <input type="checkbox"/> Oxidation/Reduction <input type="checkbox"/> Flocculation/ Coagulation <input type="checkbox"/> Others (specify) _____ | |

| B. Condition of the WWTP | |
|---|---|
| 1. What is the general condition of the WWTP during sampling? | <input checked="" type="checkbox"/> Properly maintained <input type="checkbox"/> Inadequately maintained <input type="checkbox"/> Poor maintenance <input type="checkbox"/> Others |
| 2. Is the WWTP under construction or undergoing rehabilitation? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| 3. If the answer is No. 2 is YES, has this been reported to EMB/LLDA? | N/A |
| 4. Which System or units are under construction or being modified? | N/A |
| 5. Estimated date of completion | N/A |
| 6. Treatment units utilized to treat wastewater | N/A |

| Water Quality Field Date NO DATA | | | | | | |
|-------------------------------------|-------|------|-------------------------|-----------|----|---------|
| Sampling Point No. 1 | | | | | | |
| Sampling Station | | | Sampling Time: | | | |
| Type of Sample | | | | | | |
| Result Analysis | | | | | | |
| Parameter | Value | Unit | DENR Effluent Standards | Compliant | | Remarks |
| | | | | Yes | No | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| III. SUMMARY OF FINDINGS | | | | | |
|--------------------------|---|-----------|---|-----|------------------------|
| Legal Reference | Compliance Requirements | Compliant | | | Remarks |
| | | Y | N | N/A | |
| DAO 2005-10 Rule 14.1 | 1. Has the establishment submitted two notarized copies of accomplished application form? | / | | | |
| DAO 2005-10 Rule 14.2 | 2. Has the establishment submitted Sewer and Drainage Plan Drawing of appropriate scale in as standard size sheet and in accordance with good engineering practice? | / | | | AT THE ECC APPLICATION |
| | 3. Has the establishment submitted water quality analysis of abstracted water and the appropriate bills? | | | / | |
| | 4. Has the establishment submitted Pollution Prevention/Environmental | / | | | |

| | | | | | |
|-----------------------|---|---|---|---|--------------------------|
| | Management System Plan or Program? | | | | |
| | 5. Has the establishment submitted copy of the Environmental Compliance Certificate or Certificate of Non-Coverage? | / | | | |
| | 6. Does the establishment have a DENR ID Number as hazardous waste generator, as applicable? | | / | | |
| | 7. Has the establishment designated or appointed a PCO? | / | | | The owner assumed as PCO |
| DAO 2005-10 Rule 14.6 | 8. Does the establishment use its effluent for Agricultural Purposes? | | / | | |
| | a. Has the establishment submitted certified true copy of land ownership or notarized copy of agreement between the owner of the land where the effluent is to be applied and the discharger/permittee? | | | / | |
| | b. Has the establishment submitted proof that wastewater to be used for land application does not contain toxic or substances (as defined in RA 6969)? | | | / | |
| | c. Does the establishment's wastewater applied for agricultural purposes directly or indirectly seep or drain into groundwater or nearby surface waters which will affect the quality of such ground and/or surface water? | | | / | |
| | d. Has the establishment submitted a Certification from the Department of Agriculture (DA) stating that the quantity, quality and distribution methodology of application are suited for agricultural purposes? | | | / | |
| | e. Does the establishment use land application only during periods of low surface water flow to enhance loading limits compliance? | | | / | |
| | f. Has the establishment submitted baseline groundwater quality data and self-monitoring report within the discharge areas, and installed at least one groundwater monitoring well which shall be drilled in each dominant direction of groundwater movement? | | | / | |
| | g. Has the establishment submitted an emergency plan – which shall respond to emergencies that can prevent or minimize damage to equipment, land, groundwater, etc., and/or public health? | | | / | |

| | | | | |
|---|--|--|---|--|
| h. Does the plan highlight the design considerations, systems operation, treatment/monitoring of soil, crops, effluent and groundwater before/after irrigation? Such requirements shall be in addition to Section 14.2. | | | / | |
|---|--|--|---|--|

Other Observations:

- The project is operational during the inspection.
- No wastewater observed. Cleaning is conducted every after harvesting period.
- Project was issued with Notice of Violation on November 9, 2018 through a survey for operating without a valid Discharge Permit.
- Technical Conference was conducted on December 5, 2018 in which the proponent committed to secure Discharge Permit.
- Wastewater discharge permit was applied online through DP application number 29493 duly notarized on April 12, 2019.
- According to one personnel, there was no operation from March – May 2020 since it was difficult to transport during the strict Covid Quarantine period.

Remarks and Recommendation:

- Recommended for the issuance of notice of violation for discharging regulated water pollutants without the valid Discharge Permit in violation of paragraph (i), Section 27 of RA 9275, in relation with PAB Resolution No. 1, series of 2019.

List of Documents Reviewed: ECC





Submitted by:

Z Loreto

ZEUS BRYAN B. LORETO
EMS II

Inspected by:

Alejandro G. Macatigue

For. ALEJANDROQUE G. MACATIGUE
Head, PEMU Southern Leyte

Recommending Approval:

Carlos A. Cayanong

Engr. CARLOS A. CAYANONG
Chief, AWQMS

Approval:

Reynaldo B. Barra

REYNALDO B. BARRA, PME
Chief, EMED

Noted:

Letecia R. Maceda

LETECIA R. MACEDA
Regional Director