

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

30 April 2021

RELEASED BY: 
 DATE: 05/06/2021
 TIME: 11:32am

ABUYOG LEYTE BULK WATER SUPPLY PROJECT (Brgy. Balinsasayao, Abuyog, Leyte)
 Abuyog Water District
 Poblacion, Abuyog, Leyte

Thru: **MR. ROY TEODORO F. MERRO**
 Managing Head

ENGR. PAUL SETIAS
 Pollution Control Officer

Sir/Madame:

This notice is being served upon you for alleged violation of **P.D 1586**, otherwise known as the Philippine Environmental Impact Statement System, based on the survey/inspection conducted, by the Environmental Monitoring and Enforcement Division – Water Air Quality Monitoring Section (EMED-WAQMS) of this Office last **09 March 2021**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Non-submission of Compliance Monitoring Report (CMR) to this office semi-annually.	In violation of ECC General Condition No. 5 DENR Administrative Order 2003-30, Implementing Rules and Regulations of P.D 1586.

The foregoing considered, and in accordance with the relevant provisions of **EMB Memorandum Circular No. 2020-21¹**, 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/s which is punishable by a fine of **not less than Ten Thousand Pesos (P10, 000.00) nor more than Fifty Thousand Pesos (P50,000.00)** for the above cited prohibited acts and to show cause why no Order should be issued against you, directing immediate cessation of the project operation.

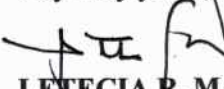
Please submit a hard copy of your written explanation to this Office, as well as an electronic copy of the same to embr8_records@emb.gov.ph, copy furnished legalunitembr8@gmail.com, to expedite the submission. Further, you or your authorized representative is hereby summoned to attend, in person, a technical conference/hearing before this Office on MAY 24, 2021 at 10:00 AM.

However, in light of **Proclamation No. 922**, “**Declaring a State of Public Health Emergency throughout the Philippines**”, and the implementation of Community Quarantine in Region VIII as a measure to combat the COVID-19 Disease, **you are also given an option to attend in the scheduled technical conference via internet video conference**. In case you opt for the latter mode, please submit an e-mail to legalunitembr8@gmail.com immediately upon receipt hereof, to signify such intention and an electronic internet address link shall then be provided to you.

Please be informed that pursuant to **Section 5, Item VII** of **EMB Memorandum Circular No. 2020-21**, your failure to appear during the scheduled technical video/physical conference shall be construed as waiver of your right to contest the findings and the case shall be decided based on the available evidence on record.

Please be guided accordingly.

Very truly yours,


LETECIA R. MACEDA
 Regional Director

¹ Supplemental Rules of the EMB Manual of Uniform Procedures for COVID-19 Pandemic



SURVEY/INSPECTION FOR WATER QUALITY MANAGEMENT



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: _____

Date of Survey/Inspection: March 9, 2021

Mission Order No.: EMBRO8-2021-003598

1. GENERAL INFORMATIONName of Establishment: **ABUYOG LEYTE BULK WATER SUPPLY**

Address: Brgy. Balinsasayao, Abuyog, Leyte

Geo Coordinates:

Nature of Business: Water Treatment and Supply

11.05939°N, 124.59671°E

PSIC Code: 36000

Product:

Year Established: 2018

Operating hours/day:
NON-OPERATIONALOperating days/week:
NON-OPERATIONALOperating days/year:
NON-OPERATION

Product Lines

Production Rate as Declared
in the ECC (unit/day)

Actual Production Rate (unit/day)

Name of Managing Head:

MR. ROY TEODORO F. MERRO

Name of PCO:

ENGR. PAUL SETIAS

PCO Accreditation No.:

Date of Effectivity:

Phone/Fax:

(0942) 526 0908

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

_____ PMPIN Application

☐☐

_____ Hazardous Waste ID Registration

☐☐

_____ Hazardous Waste Transporter Registration

☐☐

_____ Hazardous waste TSD Registration

☐☐

_____ Permit to Operate Air Pollution Control Installation

☐☐

_____ Discharge Permit

☐☐

_____ Others _____

☐☐☐☐

- ☒
- 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

PABLO RABULAN, JR.

Position / Designation

Utility Worker

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 type="checkbox"/> Properly maintained <input type="checkbox"/> Inadequately maintained <input type="checkbox"/> Poor maintenance <input type="checkbox"/> Others (Not yet operational)	
2. Is the WWTP under construction or undergoing rehabilitation?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
3. If the answer is No. 2 is YES, has this been reported to EMB/LLDA?			
4. Which System or units are under construction or being modified?			
5. Estimated date of completion			
6. Treatment units utilized to treat wastewater			

Water Quality Field Date						
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?			√	
	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?			√	

Other Observations:

- 1). The Abuyog Leyte Bulk Water Supply Project was not yet operational during the time of monitoring. According to the person contacted on-site, full operation is expected within the next three (3) months.
- 2). The project is intended to supply potable water to the whole Municipality of Abuyog, Leyte, including adjacent barangays.
- 2). It is a joint venture between the Watermight Ventures, Inc. and Abuyog Water District.
- 3). It was issued an Environmental Compliance Certificate No. RO8-1805-0026 issued on June 7, 2018.
- 4). Some of the facilities/components of the project were already in-place such as: Administration, Laboratory, Warehouse and Workshop Building, Generator Set Building, Water Treatment Plant, etc.
- 5). On-going activity is pipe laying within the project's entire coverage areas, which is the whole Municipality of Abuyog, Leyte.
- 6). A wastewater treatment facility (sludge pond/settling pond) will be provided to contain all wastewater to be generated during operation.
- 8). Non-submission of Compliance Monitoring Report.

Remarks and Recommendation:

To secure Discharge Permit and Permit to Operate from this Office prior to project implementation.

List of Documents Reviewed:

Copy of Environmental Compliance Certificate issued by this Office.

Submitted by:


VILMA C. FABILLO
Senior EMS

Recommending Approval:


Engr. CARLOS A. CAYANONG
Engineer IV/Chief, WAQMS

Approved by:


REYNALDO B. BARRA, PME
Chief, EMED

Noted by:


LETECIA R. MACEDA
Regional Director