
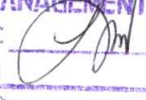
	Republic of the Philippines Department of Environment and Natural Resources <b>ENVIRONMENTAL MANAGEMENT BUREAU</b> DENR Compound, Jones St. Tacloban City, Philippines	
	<b>NOTICE OF VIOLATION</b>	

AUG 19 2021

**NA FAMILY PIGGERY FARM**  
Lower Dadap, Brgy. Agpangi, Naval Biliran

Thru: **JAY SANTOS ZENY**  
Managing Head

DENR-PAB Case No. 08-000091 -21-W  
ENVIRONMENTAL MANAGEMENT BUREAU  
RELEASED BY:   
DATE: 8/20/2021  
TIME: 2:51pm

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 Environmental Monitoring and Enforcement Division – Water Air Quality Monitoring Section (EMED-WAQMS) last **16 April 2021**.

**ACTS CONSTITUTING THE VIOLATION**

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants <b>without</b> a valid required wastewater <b>Discharge Permit</b> since <b>16 April 2021</b> .	Violation of <b>Paragraph (c), Section 27</b> of <b>R.A 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> .

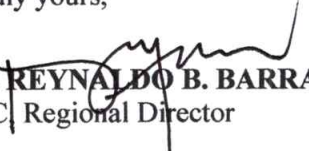
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **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





A. Components of WWTP			
Primary	Biological	Chemical	Others
<input type="checkbox"/> Screening <input checked="" 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 checked="" 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			
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?		/		

DAO 2005-10  
Rule 14.6

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?	/	
8. Does the establishment use its effluent for Agricultural Purposes?	/	If yes, proceed to succeeding items
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 piggery farm, NA Family Piggery, is existing and operational. This project has been issued an Environmental Compliance Certificate, ECC-OL-R08-2019-0169, last September 26, 2019.
- At present, facilities existing in the farm are pig pens, septic tank for the wastewater generated, water storage tank and storage room. Total number of pigs in the farm is 206.
- The farm is surrounded by vegetation and no generator set provided yet in the farm.
- The Proponent is to submit Compliance Monitoring Report regularly and timely.
- The piggery farm has provided a septic tank for the wastewater generated during washing activity. This septic tank has not yet been de-sludged. Source of water for the farm operations is from deep well and a back-up source from the local water district. As per records, no Discharge Permit secured nor applied online for this facility.


Remarks and Recommendation:

The Proponent is to be issued a **Notice of Violation** for operating facility that discharged regulated water pollutants without the valid Discharge Permit as prohibited act per Section 27 (c) of R.A. 9275.

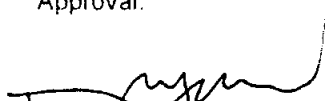
List of Documents Reviewed:

ECC copy

Submitted by:

  
LEDANE JOY M. LAURENTE  
Engineer II

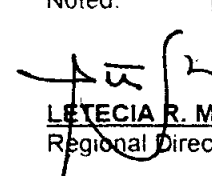
Approval:

  
REYNALDO B. BARRA, PME  
Chief, EMED

Recommending Approval:

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

Noted:

  
LETECIA R. MACEDA  
Regional Director