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

AUG 19 2021

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: [Signature]
DATE: 4/20/2021
TIME: 2:54 PM

DENR-PAB Case No. 08-000103 -21-W

**CITY GOVERNMENT OF CALBAYOG/
CONSTRUCTION OF SLAUGHTERHOUSE AND FACILITIES**
Brgy. Bagacay, Calbayog City, Samar

Thru: **DR. MA. RUTH B. ENRIQUEZ**
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 **19 May 2021**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without wastewater Discharge Permit since 19 May 2021	Violation of Section 14, Article 2, Chapter 2 of DENR Administrative Order No. 2005-10, Implementing Rules and Regulations of RA 9275 , in relation to Section 28 thereof and in relation further to Pollution Adjudication Board Resolution No. 01 Series of 2019 .

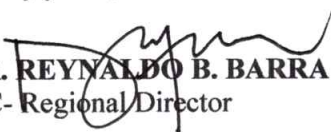
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public,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



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: _____

Date of Survey/Inspection: 5/19/2021Mission Order No.: EMBR8-2021-008140**1. GENERAL INFORMATION**

Name of Establishment:

CONSTRUCTION OF SLAUGHTERHOUSE AND FACILITIES (CITY GOVERNMENT OF CALBAYOG)

Address:

Brgy. Bagacay, Calbayog City, Samar

Geo Coordinates:

12.06154°N, 124.61039°E

Nature of Business:

Abattoir

PSIC Code:

10110

Product:

N/A

Year Established:

2014

Operating hours/day:

8

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:	Dr. Ma. Ruth B. Enriquez	
Name of PCO:	None	
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

Dr. Ma. Ruth B. Enriquez

Position / Designation

Veterinarian IV

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	ECC-R08-1201-0007	1/31/2012	
	ECC2			
RA 6969	DENR Registry ID	N/A		
	PCL Compliance Certificate			
	CCO Registry			
	Permit to Transport			
RA 8749	POA No.	N/A		
RA 9003	ECC for Sanitary Landfill	N/A		
RA 9275	DP No.	None		

4. Water Supply and Wastewater Generation					
A. Water Sources					
Sources of Water Supply	Daily (m³/day)	Annual (m³/day)	Specify if Others		
Surface water (river, lakes, etc.)					
Groundwater					
Water utilities	No data available				
Others (specify)					
B. Wastewater Sources					
Water Use / Sources of Wastewater	Consumed (m³/day)	Generated (m³/day)	Specify if Others		
Process Water					
Domestic Water	No data available				
Cooling Water					
Maintenance					
Storm drain					
Others (specify)					
C. Quality of Abstracted Water					
Sources of Water Supply	BOD/ COD	TSS	AVFP	Heavy Metals	Specify if Others
N/A					
5. Information on Wastewater Pollution					
A. Does the Establishment have a Wastewater Treatment Plant?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
B. What type of WWTP?	<input checked="" type="checkbox"/> Physical <input type="checkbox"/> Biological <input type="checkbox"/> Chemical <input type="checkbox"/> Others				
C. WWTP Detail					
1. Date Installed	2014				
2. Design Capacity	No data available				
3. Cost of WWTP	No data available				
4. Annual Maintenance Cost (Php/year)	No data available				
5. Location of Discharge Point(s)	Receiving Water Body		Classification of Water Body		
Within the establishment					
	<input type="checkbox"/> V-weir		Other (specify)		
6. Flow Metering Device Use	<input type="checkbox"/> Flow Meter				
7. Flow Rate	Influent	Effluent	Others (specify)		

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?			
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 Not conducted, there is no discharging effluent during the inspection						
Sampling Point No. 1						
Sampling Station			Sampling Time:			
Type of Sample						
Result Analysis						
Parameter	Value	Unit	DENR Effluent Standards	Compliant		Remarks
				Yes	No	
N/A						

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?		/		Not yet applied for Discharge Permit.
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?		/		-do-
	3. Has the establishment submitted water quality analysis of abstracted water and the appropriate bills?		/		-do-
	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?				-do-
	6. Does the establishment have a DENR ID Number as hazardous waste generator, as applicable?			/	
	7. Has the establishment designated or appointed a PCO?		/		
DAO 2005-10 Rule 14.6	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:
<div>1. The establishment is in normal operation during the conduct of survey.</div> <div>2. The following are facilities which the establishment is consist of:<div><div>- Slaughterhouse area</div><div>- Animal holding pen</div><div>- 8 chambers septic system wastewater treatment facility.</div></div></div> <div>3. Their operation is scheduled from 11:00 AM followed by cleaning/washing of bloods and offal after the operation at 6:00 am.</div> <div>4. Wastewater generated (animal blood and offal) are all directly discharge at their 4 chambers septic system tank.</div> <div>5. There is no effluent discharge during the conduct of survey.</div>
Remarks and Recommendation:
<div>1. For issuance of Notice of Violation for operating with expired 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.</div> <div>2. To improve their wastewater treatment facility.</div>
List of Documents Reviewed:

Photo Documents:

Vicinity



Animal holding pen area



Slaughterhouse facility area



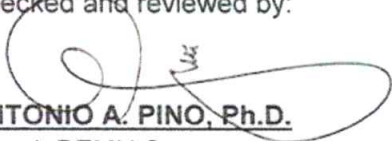
Wastewater treatment facility



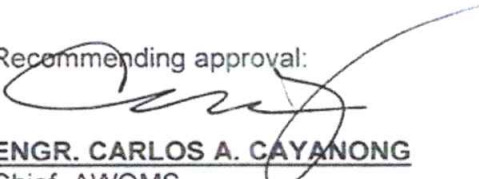
Submitted by:


ROY ALEXANDER H. TABOADA
EMS – II

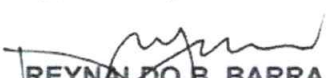
Checked and reviewed by:


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

Recommending approval:


ENGR. CARLOS A. CAYANONG
Chief, AWQMS

Approved by:


REYNALDO B. BARRA, PME
Chief, EMED

Noted by:


LETECIA R. MACEDA
Regional Director