



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
Regional Office No. VIII
DENR Compound, EMB Building, Jones St., Tacloban City, Philippines



NOTICE OF VIOLATION

MAR 25 2022

PUREGOLD PRICE CLUB, INC.
(PUREGOLD MARASBARAS BRANCH)
Brgy. 80, Marasbaras, Tacloban City

Thru: **CLARENCE M. CLARITO**
Managing Head

MANUEL MORALES
Pollution Control Officer-Designate

DENR-PAB Case No. 08-000016-22-W

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: *[Signature]*
DATE: 3/28/2022
TIME: 4:35pm

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) of this Office last **09 February 2022**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without the required wastewater Discharge Permit since 09 February 2022 .	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 **Twenty Three Thousand Five Hundred Seventy-Nine and Forty-Eight Centavos (P23, 579.48) 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



ENVIRONMENTAL MANAGEMENT BUREAU REGION 8
SURVEY/INSPECTION FOR WATER QUALITY MANAGEMENT



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: _____
Date of Inspection: **February 9, 2022**
Mission Order No.: **EMBR8-2022-005617**

1. GENERAL INFORMATION		
Name of Establishment: PUREGOLD PRICE CLUB INC. (PUREGOLD MARASBARAS BRANCH)		
Address: Brgy. 80, Marasbaras, Tacloban City		Geo Coordinates: 11.31419, 124.95388
Nature of Business: Commercial Establishment		
PSIC Code:	Product:	Year Established: 2016
Operating hours/day: 12	Operating days/week: 7	Operating days/year: 365

Product Lines	Production Rate as Declared in the ECC (unit/day)	Actual Production Rate (unit/day)
Name of Managing Head:	CLARENCE M. CLARITO	
Name of PCO:	MANUEL MORALES (designate)	
PCO Accreditation No.:		Date of Effectivity:
Phone/Fax:	09050294691	Email:

2. PURPOSE OF INSPECTION		
<input type="checkbox"/> Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification		
<input type="checkbox"/> New Renewal	New	Renewal
<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 _____	<input type="checkbox"/>	<input type="checkbox"/>

<input checked="" type="checkbox"/> Determine compliance status with the environmental regulations, permit conditions, and other requirements
<input type="checkbox"/> Investigate community complaints
<input type="checkbox"/> Check status of voluntary commitment
<input type="checkbox"/> Industrial Ecowatch
<input type="checkbox"/> Philippine Environmental Partnership Program (PEPP)
<input type="checkbox"/> Pollution Adjudication Board (PAB)
<input type="checkbox"/> Others _____
<input type="checkbox"/> Others _____

Name of Contact Person	MANUEL MORALES
Position / Designation	Designated PCO

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1			
	ECC2			
RA 6969	DENR Registry ID			
	PCL Compliance Certificate			
	CCO Registry			
	Permit to Transport			
RA 8749	POA No.	18-POA-G-0837-0168	Jul. 16, 2018	Jul. 16, 2023
RA 9003	ECC for Sanitary Landfill			
RA 9275	DP No.			

4. Water Supply and Wastewater Generation

A. Water Sources

Sources of Water Supply	Daily (m ³ /day)	Annual (m ³ /day)	Specify if Others
Surface water (river, lakes, etc.)			
Groundwater			
Water utilities	No data		
Others (specify)			

B. Wastewater Sources

Water Use / Sources of Wastewater	Consumed (m ³ /day)	Generated (m ³ /day)	Specify if Others
Process Water			
Domestic Water	Not verified		
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

5. Information on Wastewater Pollution

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

2016

2. Design Capacity

Grease trap and 3 chamber septic tanks

3. Cost of WWTP

4. Annual Maintenance Cost (Php/year)

5. Location of Discharge Point(s)

Receiving Water Body

Classification of Water Body

No discharge outlet observed

n/a

n/a

6. Flow Metering Device Use

☐ V-weir

Other (specify)

7. Flow Rate

☐ Flow Meter

Influent

Effluent

Others (specify)

A. Components of WWTP

Primary	Biological	Chemical	Others
<input checked="" 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 checked="" type="checkbox"/> Anaerobic Digestion(septic tank) <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			

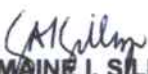
Water Quality Field Date						
Sampling Point No. 1						
Sampling Station			Sampling Time:			
Type of Sample						
Result Analysis						
Parameter	Value	Unit	DENR Effluent Standards	Compliant		Remarks
				Yes	No	

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?			/	

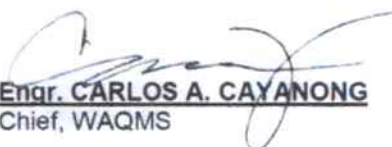
DAO 2005-10 Rule 14.6	5. Has the establishment submitted copy of the Environmental Compliance Certificate or Certificate of Non-Coverage?			/	
	6. Does the establishment have a DENR ID Number as hazardous waste generator, as applicable?			/	
	7. Has the establishment designated or appointed a PCO?	/			
	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.				

<p>Other Observations:</p> <ol style="list-style-type: none"> 1. The establishment was in normal operation during time of inspection. They are currently renting the building for the operation of the commercial establishment. 2. The establishment is issued with a valid permit to operate air pollution source and control facilities with permit number: 18-POA-G-0837-0168 valid until July 16, 2023. 3. As per information from the designated PCO, processing of the permits is handled by their central office in Manila. 4. Mr. Manuel Morales plans to be the PCO for the three (3) branches in Tacloban. 5. Installed in the establishment are three (3) units comfort rooms, two (2) of which are for costumers and one (1) unit is for the employees. Also, there are two (2) units grease traps installed in the sinks located at the meat and poultry section. One (1) unit grease trap for each sink. There is also a centralized drainage system from the meat and poultry area. According to the designated PCO, all wastewater is directed to the three (3) chambered closed loop septic tank located in the parking area outside of the establishment. Maintenance of the septic tank is through siphoning. 6. The designated PCO was also advised to apply for DENR registry ID as hazardous waste generator. 7. 4th quarter 2021 SMR was submitted online on February 7, 2022.
<p>Remarks and Recommendation:</p> <ol style="list-style-type: none"> 1. For issuance of Notice of Violation for operating without valid discharge permit pursuant to Paragraph (c), Section 27 of RA 9275, in relation to Section 28 of RA 9275, in relation further to PAB Resolution No. 01-2019.
<p>List of Documents Reviewed: Online SMR, PTO</p>

Submitted by:


SHARMAINE I. SILLEZA
EMS I

Reviewed by:


Engr. CARLOS A. CAYANONG
Chief, WAQMS

Recommending Approval:


FOR. MANUEL J. SACEDA, JR.
OIC Chief, EMED

Approval:


REYNALDO B. BARRA, PME
OIC, Regional Director