

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

FEB 14 2022

DENR-PAB Case No. 08-000017-22-A

AMOEC GAS STATION
(Allen Municipal Officials, Employees
and Community Multipurpose Cooperative)
Brgy. 106, Sto. Nino, Tacloban City

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: 
DATE: 2/14/2022
TIME: 4:08pm

Thru: **CIPRIANO G. GARDOQUE**
Managing Head

ARNEL TRINIDAD
Pollution Control Officer-Designate

Sir/Madame:

This notice is being served upon you for alleged violation of the provisions of **R.A 8749** otherwise known as the Philippine Clean Air Act of 1999 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 **19 January 2022**.

ACTS CONSTITUTING THE VIOLATION

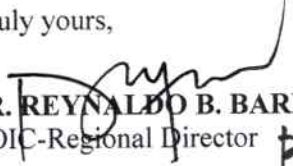
Finding/s	Prohibited Act/s
Operating three (3) units underground tanks for Premium, Unleaded and Diesel with a capacity of 24 KL, 12 KL, and 16 KL, without the required Permit to Operate for Air Pollution Sources Installations since 19 January 2022 .	Violation of Section 1, Rule XIX of DENR Administrative Order (DAO) No. 2004-26 , amending DAO 2000-81, in relation to Section 1, Rule LVI of DAO 2000-81, 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 five (5) years 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 AIR QUALITY MANAGEMENT



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: _____
Date of Survey/Inspection: January 19, 2022
Mission Order No.: EMBR8-2022-002564

1. GENERAL INFORMATION

Name of Establishment: **AMOEC GAS STATION (ALLEN MUNICIPAL OFFICIALS, EMPLOYEES & COMMUNITY MULTIPURPOSE COOPERATIVE)**

Address: **Brgy. 106, Sto Nino, Tacloban City**

Geo Coordinates:
11.3223 N, 124.95161 E

Nature of Business: **Retail of Automotive Fuels**

PSIC Code: **4661**

Product: **N/A**

Year Established: **2020**

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)
	Storage capacity= 32KL	
Name of Managing Head:	MR. CIPRIANO G. GARDOQUE	
Name of PCO:	ARNEL TRINIDAD – PCO DESIGNATE	
PCO Accreditation No.:	None	Date of Effectivity: N/A
Phone/Fax:	09097017076	Email: None

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 _____	<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	ARNEL TRINIDAD
Position / Designation	Assistant Operation Manager

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	ECC-OL-R08-2019-0139	08-05-2019	
	ECC2			
	ECC3			
RA 6969	DENR Registry ID	N/A		
	PCL Compliance Certificate			
	CCO Registry			
	Permit to Transport			
RA 8749	POA No.	NONE		
RA 9003	ECC for Sanitary Landfill			
RA 9275	DP No.	NONE		

MODULE AQM01: PRE-INSPECTION INFORMATION SHEET FOR EMISSION SOURCES

Emission Source Data Information	
Emission Source No.	1
Type (Brand/Model)	Three (3) units UGT
Rated Capacity	Premium, Unleaded, Diesel
Fuel Type & Quantity	24KL, 12KL, 16KL
Operating Capacity	
Control Facility	
Notes	

Emission Source Data Information	
Emission Source No.	2
Type (Brand/Model)	DENYO
Rated Capacity	18.8 KW
Fuel Type & Quantity	Diesel
Operating Capacity	
Control Facility	
Notes	

Legal Provision	Regulatory Requirements	Compliant			Notes
		Y	N	N/A	
DAO 2004-26					
Rule 19 Section 1	Application for Permit to Operate has been filed for new or modified emission sources		/		
Rule 19 Section 3	As built design of the installation conforms with submitted engineering plans and specifications		/		
	Declared control facilities are installed and operational		/		
	Installation is located as proposed in the vicinity map (plant and machinery layout)		/		
	Facility design capacity is within the capacity declared in the application for permit to operate		/		
Rule 19 Section 5	Temporary Permit is still valid			/	
DAO 2000-81					
Part 7 Rule 25 Section 5 a# 3	Facility is fossil fuel-fired powerplant over 10 MW rating installed with CEMS for particulates, sulfure oxide, and NOx			/	


	Facility is petroleum refinery / petrochemical industry installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is primary copper smelter installed with CEMS for particulates, sulfur oxide, and NOx			/	
	Facility is steel plant installed with CEMS for particulates and sulfur oxide			/	
	Facility is ferro-alloy production facility installed with CEMS for particulates			/	
	Facility is cement plant installed with CEMS for particulates			/	
Section 3a #1	Facility has the potential to emit at least 750 tons/year of regulated pollutant. Facility has CEMS and COMS.			/	
	Facility has the potential to emit at least 750 tons/year of particulate matter. Facility has COMS.			/	
EMB DAO 2007-22					
Section 5	CEMS/COMS Specifications for Opacity is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 1			/	
	CEMS/COMS Specifications for Sulfur Dioxide and Nitrogen Oxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 2			/	
	CEMS/COMS Specifications for Carbon Dioxide and Oxygen is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 3			/	
	CEMS/COMS Specifications for Carbon Monoxide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 4 and 4A			/	
	CEMS/COMS Specifications for Hydrogen Sulfide is compliant with: USEPA 40 CFR Part 60 Appendix B, Performance Specification 7			/	
Other Observations:					
<ul style="list-style-type: none"> - Environmental Compliance Certificate with reference code ECC-OL-R08-2019-0139 was issued by this Office on 05 August 2019 to Allen Municipal Officials, Employees & Community Multipurpose Cooperative for the AMOEC Gas Station Project located in Brgy. 106, Sto. Niño, Tacloban City. - The Gasoline station was operational during the monitoring. - The firm started its operation in October 2020. - At the site, there were 3- underground tanks for Premium, Unleaded, and Diesel with a capacity of 24KL, 12KL, and 16 KL and one (1) unit 18.8KW DENYO Brand standby generator set. - The proponent has not yet secured Permit to Operate issued for the said facilities. - The station provided comfort rooms for employees and customers. - An ECC billboard was posted in front of the cashier's Office. - No records of CMR submission. 					
Remarks and Recommendation:					

- This Office to issue a Notice of Violation against AMOEC Gas Station (Allen Municipal Officials, Employees & Community Multipurpose Cooperative) located in Brgy. 106, Sto Nino, Tacloban City for operating without a valid Permit to Operate which is in violation of Section 1, Rule XIX of DENR Administrative Order No. 2004-26, amending DAO 2000-81, in relation to Section 1, Rule LVI of DAO 2000-81, in relation further to Pollution Adjudication Board Resolution No.1, series of 2019.
- To submit CMR thru EMB online system.
- To secure Wastewater Discharge Permit for its wastewater generation.
- Mr. Anel Trinidad to attend 40-hr Basic PCO training and apply for PCO accreditation.

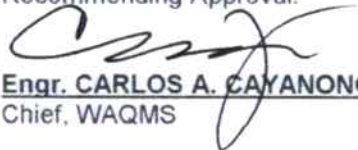
List of Documents Reviewed:

ECC

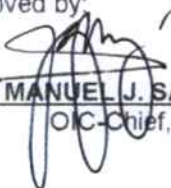
Submitted by:


JANET T. POLEA
Engr. IV

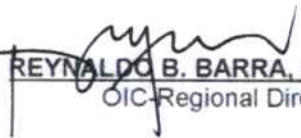
Recommending Approval:


Engr. CARLOS A. CAYANONG
Chief, WAQMS

Approved by:


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

Noted by:


REYNALDO B. BARRA, PME.
OIC-Regional Director