



## ENVIRONMENTAL COMPLIANCE CERTIFICATE

(Issued under Presidential decree 1586)

**ECC-R4B-1201-0015**

THIS IS TO CERTIFY THAT PROPONENT **EDUARDO U. BOOTAN** is granted this Environmental Compliance Certificate (ECC) for the **UTOPIA RESORT PROJECT** located at **Brgy. Palangan, Puerto Galera, Oriental Mindoro** by the Department of Environment and Natural Resources (DENR) through the Environmental Management Bureau, Region IV- MIMAROPA.

SUBJECT ONLY to the conditions and restrictions set-out in this ECC and in the attached document labeled as Annex A and B.

### PROJECT DESCRIPTION

This ECC covers the Utopia Resort Project having a total floor area of 6,390 square meters covered by TCT # 064-2011000578 and 064-2011000579, located at Brgy. Palangan, Puerto Galera, Oriental Mindoro.

Project's facilities and structures enumerated to wit: Twenty (20) units suite cottages, One (1) unit Spa, One (1) unit 3 storey building, One (1) unit circular house, One (1) unit sky light house, One (1) unit garage house, One (1) unit snail house and One (1) unit swimming pool.

This ECC is issued in compliance to the requirements of Presidential Decree No. 1586, in accordance to Department Administrative Order No. 2003-30. The Bureau however is not precluded from reevaluating, adding, removing, and correcting any deficiencies or errors that may be found to be inconsistent with the Revised Procedural Manual of DAO 2003-30 after issuance of this ECC.

Issued at Manila, Philippines this JAN 31 2012.

Approved by:

  
**EnP SIXTO E. TOLENTINO, JR.**  
Regional Director

Recommending Approval:

  
**ENGR. BUENA FE A. RIOFLORIDO**  
Chief, EIA Division

**ECC-R4B-1201-0015**  
Utopia Resort Project

CC: The RED DENR Region IV-B  
The PENRO – Oriental Mindoro  
The CENRO - Calapan  
The EMS – Calapan  
The Hon. Mayor of Puerto Galera

## SWORN STATEMENT OF OWNER

I, Eduardo U. Bootan, proponent of Utopia Resort Project located at Brgy. Palangan, Puerto Galera, Oriental Mindoro takes full responsibility in complying with all conditions contained in this Environmental Compliance Certificate (ECC).

**MR. EDUARDO U. BOOTAN**  
Representative

TIN - \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012, the above-named affiant taking oath presenting Residence Certificate No. \_\_\_\_\_ issued on \_\_\_\_\_ 2012 at \_\_\_\_\_.

\_\_\_\_\_  
Signature of Administering Officer

-----  
ECC-R4B-1201-0015  
Utopia Resort Project

CC: The RED DENR Region IV-B  
The PENRO - Oriental Mindoro  
The CENRO - Calapan  
The EMS - Calapan  
The Hon. Mayor of Puerto Galera

6<sup>th</sup> Floor DENR by the Bay Bldg., 1515 Roxas Blvd., Ermita Manila  
RD's Office 536-9786; Admin/Finance Division Telefax No. 400-5960  
PC Division 521-8904, EIA Division Telefax No. 400-5960  
E-mail Address: [admin-emb-r4b@denr.gov.ph](mailto:admin-emb-r4b@denr.gov.ph) and [emb\\_mimaropa@yahoo.com](mailto:emb_mimaropa@yahoo.com)



## I. CONDITIONS

### i. ENVIRONMENTAL MANAGEMENT & MONITORING PLAN (EMMoP)

1. The proponent shall ensure that all commitments, appropriate mitigating/enhancement measures and monitoring requirements especially those contained in the EMMoP in the **IEE Checklist**, its modifications shall be instituted and strictly implemented throughout the project implementation;
2. An Environmental Officer (EO)/ Pollution Control Officer (PCO) must be appointed to handle environmental impact management related aspects of the project as specified in the Impact Management Plan (IMP) and the Environmental Monitoring Plan (EMoP). The EO/PCO shall:
  - 2.1 Monitor actual project impacts vis-a-vis the predicted impacts and management measures in the IEE;
  - 2.2 Submit quarterly Self-Monitoring Report (SMR) and semi-annually an ECC Compliance Monitoring Report (CMR) to EMB MIMAROPA Region, wherein each second or year end report shows the summary of cumulative performance of Proponent against previous years' requirements and commitments.
3. The proponent shall submit an Abandonment Plan to the EMB MIMAROPA Region at least one year prior to the project's abandonment. The plan shall include rehabilitation measures/clean-up, remediation of areas affected by the project and proposed alternative projects in the area.
4. The proponent shall set up the following:

- a. A **Memorandum of Agreement (MOA)** shall be entered into by the proponent with the **ECC Holders Association** to become part of their MMT and in setting up the corresponding **Environmental Monitoring Fund (EMF)** prior to project implementation;
  - b. A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT such as conduct meetings, training, sampling and analysis, hiring of technical experts, meals, accommodations, supplies and materials, communication, and transportation.
- The amount and mechanics of the EMF, and the establishment of the MMT shall be determined by the EMB-MIMAROPA Region and the proponent in consultation with stakeholder-communities and other concerned agencies. This MOA shall be submitted to EMB-MIMAROPA within sixty (60) days upon receipt of this Certificate.

### GENERAL CONDITIONS

5. The project operations shall conform to the applicable provisions of PD 1586 (Philippine Environmental Impact Statement System, DAO 2003-30), RA 6969 (Toxic Substances, Hazardous Waste Control Act of 1990), RA 8749 ( Philippine Clean Air Act of 1999), RA 9003 (Ecological Solid Waste Management Act of 2000), RA 9275 (Philippine Clean Water Act of 2004);
6. Green belt areas shall be established and planting of appropriate tree species shall be implemented in compliance with the National Greening Program. To ensure its compliance, an information plan shall be submitted six (6) months after the project implementation highlighting the number and type of species planted, area covered among others.

✓ *ym*

7. Installation of a cistern to store and capture rain water as additional measures in water resource management.
8. A billboard containing this message : " Notice to the Public, This project (Project Name) of (Proponent Name) has been issued an Environmental Compliance Certificate (ECC-R4B-1201-0015) by the Environmental Management Bureau of the Department of Environment and Natural Resources, Region IV-B, on (JAN 31 2012)." This message must be installed at all entry and exit points and at all perimeters of the project facing the road to inform the general public within thirty (30) days from receipt of the certificate. A copy of the certificate shall also be posted by the Proponent at the barangay bulletin board of the affected barangays within thirty (30) days from receipt of the certificate. An accomplishment report which shall include picture verification of compliance to the posting of notices and the billboards shall be submitted to this Office within ninety (90) days from receipt of the Certificate;

## II. RESTRICTIONS

9. Non-compliance with any of the provisions of this ECC shall be a sufficient cause for its cancellation or suspension and/or imposition of a fine in an amount **not to exceed Fifty Thousand Pesos (Php 50,000.00)** per condition thereof;
10. In case of transfer of ownership/management turn-over of this project, these same conditions and restrictions shall apply unless otherwise revised in writing. In such case, **EDUARDO U. BOOTAN** shall be required to notify the EMB – MIMAROPA Region within fifteen (15) days.

ECC-R4B-1201-0015  
Utopia Resort Project

CC: The RED DENR Region IV-B  
The PENRO – Oriental Mindoro  
The CENRO - Calapan  
The EMS – Calapan  
The Hon. Mayor of Puerto Galera

6<sup>th</sup> Floor DENR by the Bay Bldg., 1515 Roxas Blvd., Ermita Manila  
RD's Office 536-9786; Admin/Finance Division Telefax No. 400-5960  
PC Division 521-8904, EIA Division Telefax No. 400-5960  
E-mail Address: [admin-emb-r4b@denr.gov.ph](mailto:admin-emb-r4b@denr.gov.ph) and [emb\\_mimaropa@yahoo.com](mailto:emb_mimaropa@yahoo.com)






PROJECT ASSESSMENT PLANNING TOOL

For the assistance of the proponents and government agencies concerned in the management of the project and for better coordination in mitigation on the impact of the project on its surrounding areas and to the environment.

By way of recommendation, the following have been taken notice of by the undersigned Review Committee and are forwarding these recommendations to parties and authorities concerned for proper appreciation and action.

| A. Recommendations to Concerned Government Agencies/<br>LGUs  | Concerned Permitting,<br>Deciding, Monitoring<br>Entities                              |
|---|--|
| 1. That <b>EDUARDO U. BOOTAN</b> shall ensure that socio-economic concerns of various stakeholders are adequately addressed.  | Puerto Galera, LGU   |
| 2. That <b>EDUARDO U. BOOTAN</b> should implement segregation, collection, recycling and disposal mechanism for solid waste in accordance with R. A. 9003.  | Puerto Galera, LGU   |
| 3. That <b>EDUARDO U. BOOTAN</b> should coordinate traffic management in the area affected by the project in anticipation in the growth of traffic arising from the project.  | Puerto Galera, LGU   |
| 4. That occupational health and safety standards/regulation must be complied with by That <b>EDUARDO U. BOOTAN</b> for all activities.  | Puerto Galera, LGU   |
| 5. That adequate storm drainage canal, concrete culverts and other flood control measures need to be provided to adequately receive and channel the run-off of silt laden rainwater to the nearby receiving body of water.              | Puerto Galera, LGU   |
| 6. That <b>EDUARDO U. BOOTAN</b> shall secure permits/clearance concerned agencies and shall submit to this Office prior to project implementation.   | Proponent, Puerto Galera, Oriental Mindoro LGU and other government agencies concerned |
| B. Environmental Planning Recommendations for the Proponent   |  |
| 1. <b>EDUARDO U. BOOTAN</b> shall undertake close monitoring in all stages of the project implementation to maintain a high level of environmental safety and performance efficiency and immediately address any environmental hazards. |  |

For dissemination and proper action of the parties concerned.

  
**ENGR. BUENA FE A. RIOFLORIDO**  
 Chief, IEAM Division

  
**EnP SIXTO E. TOLENTINO, JR.**  
 Regional Director