



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. 08-000016-22-A

**BELTRAN PETRON SERVICE STATION**

Brgy. 79, Marasbaras, Tacloban City

Thru: **BERTRAND POALO M. BELTRAN**  
Managing Head/Pollution Control Officer (Designate)

ENVIRONMENTAL MANAGEMENT BUREAU :  
RELEASED BY:   
DATE: 2/14/2022  
TIME: 3:58pm

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 **17 January 2022**.

**ACTS CONSTITUTING THE VIOLATION**

| Findings/s   | Prohibited Act/s   |
|--|--|
| Operating three (3) units underground tanks for Premium, Unleaded and Diesel with a capacity of 16 KL, 7 KL, and 16 KL, without the required <b>Permit to Operate</b> for Air Pollution Sources Installations since <b>17 January 2022</b> . | Violation of <b>Section 1, Rule XIX of DENR Administrative Order (DAO) No. 2004-26</b> , amending DAO 2000-81, in relation to <b>Section 1, Rule LVI of DAO 2000-81</b> , 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 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 17, 2022Mission Order No.: EMBR8-2022-002564**1. GENERAL INFORMATION**Name of Establishment: **BELTRAN PETRON SERVICE STATION**Address: **Brgy. 79, Marasbaras, Tacloban City**

Geo Coordinates:

**11.20418 N, 125.0082 E**Nature of Business: **Retail of Automotive Fuels**PSIC Code: **4661**Product: **N/A**Year Established: **2012**Operating hours/day: **12**Operating days/week: **7**Operating days/year: **365**

| Product Lines          | Production Rate as Declared<br>in the ECC (unit/day) | Actual Production Rate (unit/day) |
|------------------------|--|-----------------------------------|
|                        | <b>Storage capacity= 39KL</b>                        |                                   |
| Name of Managing Head: | <b>MR. BERTRAND PAOLO M. BELTRAN</b>                 |                                   |
| Name of PCO:           | <b>MR. BERTRAND PAOLO M. BELTRAN – PCO DESIGNATE</b> |                                   |
| PCO Accreditation No.: | <b>None</b>  | Date of Effectivity: <b>N/A</b>   |
| Phone/Fax:             | <b>09065649168</b>                                   | Email: <b>None</b>                |

**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"/> 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 **MR. BERTRAND PAOLO M. BELTRAN**Position / Designation **Owner**



3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

| Environmental Law | Permits                    |                   | Date of Issue | Expiry Date |
|-------------------|----------------------------|-------------------|---------------|-------------|
| PD 1586           | ECC1                       | ECC-R08-1202-0029 | 03-30-2012    |             |
|                   | 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             | 16KL, 7KL, 16KL           |
| Operating Capacity               |                           |
| Control Facility                 |                           |
| Notes                            |                           |

| Emission Source Data Information |        |
|----------------------------------|--------|
| Emission Source No.              | 2      |
| Type (Brand/Model)               | Genset |
| Rated Capacity                   | 25 KVA |
| 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<br>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:

- Environmental Compliance Certificate with reference code ECC-R08-2012-0029 was issued by this Office on 30 March 2012 to Grace S. Beltran for the Beltran Gasoline Filling Station Project located in Brgy. 79, Marasbaras, Tacloban City.
- The Gasoline station was operational during the monitoring.
- According to Mr. Bertrand Paolo Beltran, owner, application for change of ownership from Grace Beltran to his name was filed on April 16, 2013.
- At the site, there were 3- underground tanks for Premium, Unleaded, and Diesel with a capacity of 16KL, 7KL, and 16 KL and one (1) unit 25KVA Standby 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.
- No records of CMR submission.
- Mr. Bertrand Paolo M. Beltran is the designated PCO of the establishment.


#### Remarks and Recommendation:

- This Office to issue a Notice of Violation against **BELTRAN PETRON SERVICE STATION** located in Brgy. 79, Marasbaras, 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/SMR thru EMB online system.
- To secure Permit to Operate for Air Pollution Source Installations and Wastewater Discharge for its wastewater generation.
- Mr. Bertrand Paolo M. Beltran to attend 40-hr Basic PCO training and apply for PCO accreditation.

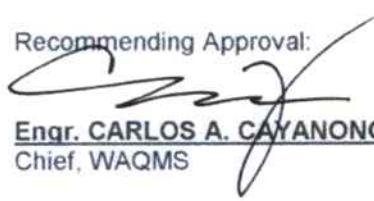
**List of Documents Reviewed:**

**ECC**

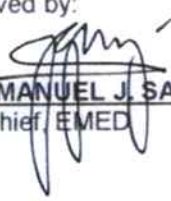
Submitted by:

  
**JANET V. POLEA**  
Engr. IV

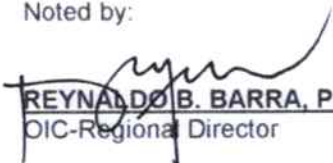
Recommending Approval:

  
**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