



NOTICE OF VIOLATION

JAN 28 2022

PIGGERY FARM PROJECT
Brgy. Oyandik, Motiong, Samar

Thru: **GLORIA T. MABINI**
Managing Head

RONE CAVEIRO
Pollution Control Officer-Designate

DENR-PAB Case No. 08-00004-22-W

ENVIRONMENTAL MANAGEMENT BUREAU 8
RELEASED BY: _____
DATE: 2-3-22
TIME: 4:53p

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 - Samar (PEMU-Samar) last **12 October 2021**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without the required wastewater Discharge Permit , since 12 October 2021 .	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 **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: OCTOBER 12, 2021

Mission Order No.: _____

1. GENERAL INFORMATION

Name of Establishment: PIGGERY FARM PROJECT

Address: Brgy. Oyandik, Motiong, Samar

Geo Coordinates:

Latitude: 11.46520000°N

Longitude: 124.59160000°E

Nature of Business: N/A

PSIC Code: N/A

Product: N/A

Year Established: 2010

Operating hours/day: 24 HRS.

Operating days/week: 7 days

Operating days/year: 365 days

Product Lines

Production Rate as Declared
in the ECC (unit/day)

Actual Production Rate (unit/day)

N/A

N/A

N/A

Name of Managing Head:

GLORIA T. MABINI

Name of PCO:

RONE CAVEIRO

PCO Accreditation No.:

PCO- Designate

Date of Effectivity: N/A

Phone/Fax:

N/A

Email: N/A

2. PURPOSE OF INSPECTION

- ☐
- Verify accuracy of information submitted by the establishment pertaining to new permit applications, renewals, or modification

_____ New Renewal

New

Renewal

_____ PMPIN Application

☐☐

_____ Hazardous Waste ID Registration

☐☐

_____ Hazardous Waste Transporter Registration

☐☐

_____ Hazardous waste TSD Registration

☐☐

_____ Permit to Operate Air Pollution Control Installation

☐☐☒ Discharge Permit☐☐_____ Others Survey☐☐

- ☐
- 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

RONE CAVEIRO - 09561653344

Position / Designation

In-Charge/PCO

A. Components of WWTP			
Primary	Biological	Chemical	Others
<input 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 type="checkbox"/> Anaerobic Digestion <input type="checkbox"/> Trickling 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 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 type="checkbox"/> No
3. If the answer is No. 2 is YES, has this been reported to EMB/LLDA?	n/a
4. Which System or units are under construction or being modified?	n/a
5. Estimated date of completion	n/a
6. Treatment units utilized to treat wastewater	n/a

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?			/	

	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?	/		
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:

- 1.As cited during the inspection/survey the piggery farm project is situated 200 meters or more away from the Brgy., 100 meters away from the Maharlika Highway with no receiving body of water near the site.
- 2. Actual land area occupied by the piggery project is 200 square meters with 1 building comprises of 1 unit for farrowing, 1 unit for fattening and 1 unit for piglets serving.
- 3. No generator set was cited during the inspection.
- 4. There is a water pump where the source of water is deep-well using electric pump machine and there is a waste water treatment facility vis-à-vis 4-chamber concrete septic tank.
- 5. As cited during the inspection, pig manure is converted and/or processed into bio-gas.
- 6. The piggery is operational during the time of inspection with cited boars, sows and piglets of no definite number is noted.

Remarks and Recommendations:

- 1. For issuance of Notice of Violation for operating without Wastewater Discharge Permit, in violation of Section 27 (c) of RA 9275 in relation to Section 28 of the Same Act, and in relation to Pollution Adjudication Board Resolution 01 series of 2019.

List of Documents Reviewed:

- ECC

Submitted by:

DR. ANTONIO A. PINO, Ph. D.
HEAD, PEMU-SAMAR

Recommending Approval:

Engr. CARLOS A. CAYANONG
Engineer IV/Chief, WAQMS

Approval:

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

Noted:

ENGR. REYNALDO B. BARRA, PME
OIC, Regional Director