



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



NOTICE OF VIOLATION

JAN 28 2022

DENR-PAB Case No. 08-00003-22-W

MEGACREST GASOLINE STATION

Brgy. 94-A, Basper, Tacloban City

Thru: **CHRISTOPHER RANDY ESPERAS**
Managing Head

CLARO FRANCISCO
Pollution Control Officer

ENVIRONMENTAL MANAGEMENT BUREAU
RELEASED BY: *[Signature]*
DATE: 02/02/2022
TIME: 9:03am

Sir/Madame:

This notice is being served upon you for alleged violation of RA **9275** otherwise known as the **Philippine Clean Water Act of 2004**, based upon the table monitoring conducted by the technical personnel of the Environmental Monitoring and Enforcement Division – Water Air Quality Monitoring Section (EMED-WAQMS) of this Office last **29 November 2021**.

ACTS CONSTITUTING THE VIOLATION

Finding/s	Prohibited Act/s
Operating a facility that discharges regulated water pollutants without a valid wastewater Discharge Permit since 23 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,

[Signature]
ENGR. REYNALDO B. BARRA
OIC-Regional Director



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
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MEMORANDUM

FOR : THE OIC REGIONAL DIRECTOR
Environmental Management Bureau Region VIII

ATTENTION : LEGAL UNIT

FROM : THE UNDERSIGNED

SUBJECT : RECOMMENDATION FOR THE ISSUANCE OF NOTICE
OF VIOLATION (NOV) TO MEGACREST GASOLINE
STATION

DATE : 03 December 2021

The undersigned personnel conducted table monitoring of Megacrest Gasoline Station located in Brgy. 94-A, Basper, Tacloban City on November 29, 2021 to determine the firm's compliance status with the environmental regulations, permit conditions, and other requirements. The following are the findings/recommendation/s and remarks/recommendation/s formulated, to wit:

Findings and Observation/s:

- 1) Wastewater Discharge Permit issued has expired on October 22, 2021. No application was filed thru the EMB Online Permitting and Monitoring System.

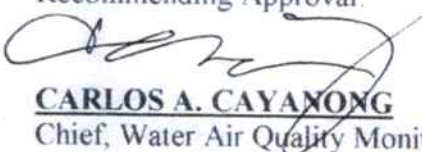
Remarks and Recommendation/s:

- 1) This Office to issue a Notice of Violation against Megacrest Gasoline Station for operating without a valid Wastewater Discharge Permit in violation to paragraph (c), Section 27 of R.A 9275, in relation to Section 28 of R.A 9275, in relation further to Pollution Adjudication Board Resolution No. 01-2019.

Prepared by:


JOSEPH R. AURE / JANET T. POLEA
Source Emission Monitoring Specialist/ Engr. IV

Recommending Approval:


CARLOS A. CAYANONG
Chief, Water Air Quality Monitoring
Section

Approved by:


FOR. MANUEL J. SACEDA, JR.
OIC-Chief, Environmental Monitoring and Enforcement Division