
	<p>Republic of the Philippines Department of Environment and Natural Resources ENVIRONMENTAL MANAGEMENT BUREAU DENR Compound, Jones St. Tacloban City, Philippines</p>	
<p align="center">NOTICE OF VIOLATION</p>		


FEB 14 2022

DENR-PAB Case No. 08-00006-22-W

SPEED VELOCITY GASOLINE STATION
 Brgy. Trinidad, Calbayog City, Samar

Thru: **TYRONE HARRIS GO CO**
 Managing Head

ERROL LUIGI V. LARUDA
 Pollution Control Officer

ENVIRONMENTAL MANAGEMENT BUREAU
 RELEASED BY: 
 DATE: 02/14/2022
 TIME: 4:30pm

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 compliance inspection conducted by the technical personnel Provincial Environmental Monitoring Unit – Samar (PEMU-Samar) last **13 August 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 21 February 2020 .	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 .

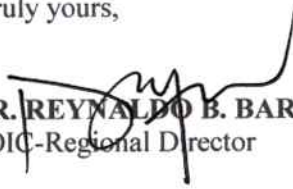
Pursuant to **Pollution Adjudication Board Resolution No. 02, Series of 2020**, otherwise known as the **Interim Guidelines of the Pollution Adjudication Board during the Public Health Emergency due to COVID-19**, you are hereby required to explain in writing, duly subscribed before a Notary Public, **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 **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



COMPLIANCE INSPECTION FOR WATER QUALITY MANAGEMENT



ENVIRONMENTAL MONITORING AND ENFORCEMENT DIVISION-WATER AIR QUALITY MONITORING SECTION

Report Control Number: AIR - 09 - 05Date of Inspection: August 13, 2021Mission Order No.: **1. GENERAL INFORMATION**Name of Establishment: SPEED VELOCITY GASOLINE STATIONAddress: Brgy. Trinidad, Calbayog City

Geo Coordinates:

Latitude: 12.41200000N**Longitude: 124.33900000E**Nature of Business: Fuels, Oil Lubricants, Sale of Automotive Spare PartsPSIC Code: N/AProduct: N/D/AYear Established: 2012Operating hours/day: 15 hrs.Operating days/week: 7 daysOperating days/year: 360 days

Product Lines

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

Actual Production Rate (unit/day)

N/D/AN/D/AN/D/A

Name of Managing Head:

TYRONE HARRIS GO CO

Name of PCO:

ERROL LUIGI V. LARUDA

PCO Accreditation No.:

COA NO. 2018-RVIII-0106

Date of Effectivity:

Aug. 15, 2018 – August 15, 2021

Phone/Fax

N/AEmail: 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☐☐ X Discharge Permit☐☐ Others Compliance Monitoring☐☐

- ☒
- 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

ROBERTO G. ROBLES

Position / Designation

SUPERVISOR

3. COMPLIANCE STATUS

3.1 DENR Permits/Licenses/Clearance

Environmental Law	Permits		Date of Issue	Expiry Date
PD 1586	ECC1	EEC-OL-R08-2018-0144	Nov. 23, 2018	Same number and date issued in Speed Velocity-Gandara, Samar
RA 6969	DENR Registry ID	M-GR-R8-60-00356	Sept. 21, 2018	N/A
	PCL Compliance Certificate	N/A	N/A	N/A
	CCO Registry	N/A	N/A	N/A
	Permit to Transport	N/A	N/A	N/A
RA 8749	POA No.	N/D/A	N/D/A	N/D/A
RA 9003	ECC for Sanitary Landfill	N/A	N/A	N/A
RA 9275	DP No.	RO8-19-00444	Feb. 20, 2019	Feb. 20, 2020

4. Water Supply and Wastewater Generation

A. Water Sources

Sources of Water Supply	Daily (m ³ /day)	Annual (m ³ /day)	Specify if Others
Surface water (river, lakes, etc.)	N/A	N/A	N/A
Groundwater	N/A	N/A	N/A
Water utilities	2.94	N/D/A	N/A
Others (specify)	N/A	N/A	N/A

B. Wastewater Sources

Water Use / Sources of Wastewater	Consumed (m ³ /day)	Generated (m ³ /day)	Specify if Others
Process Water	None	none	n/a
Domestic Water	1.124	1.124	n/a
Cooling Water	n/a	n/a	n/a
Maintenance	1.8	1.8	n/a
Storm drain	n/a	n/a	n/a
Others (specify)	0.016 cum	0.016 cum	n/a

C. Quality of Abstracted Water

Sources of Water Supply	BOD/ COD	TSS	AVFP	Heavy Metals	Specify if Others
Calbayog Water District					

5. Information on Wastewater Pollution

A. Does the Establishment have a Wastewater Treatment Plant?

☐ Yes closed septic tank
☐ No

B. What type of WWTP?

☐ Physical
☐ Biological
☐ Chemical
☐ Others

C. WWTP Detail

1. Date Installed

2. Design Capacity

3. Cost of WWTP

4. Annual Maintenance Cost (Php/year)

5. Location of Discharge Point(s)

Receiving Water Body

Classification of Water Body

none

none

none

☐ V-weir

Other (specify)

6. Flow Metering Device Use

☐ Flow Meter

7. Flow Rate	Influent	Effluent	Others (specify)
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"/> Tricking 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?			
4. Which System or units are under construction or being modified?			
5. Estimated date of completion			
6. Treatment units utilized to treat wastewater			

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	
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 13.1	1. Does the establishment pay the required wastewater charge?			/	
DAO 2005-10 Rule 14.1	2. Does the establishment have a Discharge Permit?	/			Expired Feb. 20, 2020
DAO 2005-10 Rule 14.5	3. Does the establishment pay the required discharge permit fee?			/	
DAO 2005-10 Rule 14.9	4. Is the permit available and valid?		/		Expired Feb. 20, 2020
DAO 2005-10 Rule 14.11	5. Do the discharge points correspond to those declared in the discharge permit?			/	
	6. Is the volume discharged within the allowable volume declared in the discharge permit?			/	
	7. Is the permit posted in a proper area?		/		Kept on record file
DAO 2005-10 Rule 14.16	8. Are the SMRs submitted quarterly and on time?		/		No submission of SMR since 2019 up to the 2 nd quarter of 2021
DAO 1990-35 Section 4-6	9. Are the effluent parameters compliant with the standards in DENR existing effluent standards?			/	
DAO 1990-35 Section 8	10. Does the establishment comply with the additional requirements stated in DAO 1990-35?			/	
DAO 1990-35 Section 9	11. Are the pollution control facilities properly and continuously operated?			/	
DAO 1990-35 Section 10	12. Are the methods of analysis used for effluent samples in accordance with the prescribed methods of the Department?			/	
Other Requirements	13. Are the copies of water analysis reports available?		/		No data available
	14. Are the correspondence between the establishment and EMB documented?			/	
	15. Are the establishment's compliance violations and exceedances documented?			/	
	16. Are there any pending litigation/PAB cases?			/	
	17. Are there spill prevention contingency plans?			/	
	18. Are there spill containment facilities available?			/	

Other Observations:

1. Good Housekeeping.
2. No submission of SMR since 2019 up to the 2nd quarter of 2021.
3. Operating with an expired Discharge Permit in violation of a certain provisions of RA 9275

Remarks and Recommendations:

1. To issue notice of violation for operating with an expired discharge permit in violation of Section _____ and/or a certain provision of RA 9275 and for non-submission of SMR since 2019 up to the 2nd quarter of 2021, respectively.
2. To settle fines and penalties if ever there are probable cause of violations on environmental laws, rules and regulations.
3. To conduct continuous and/or follow-up monitoring as mandated by law on RA 9275 and other relative provisions for compliance.

List of Documents Reviewed:

Discharge Permit
PCO Certificate of Accreditation
ECC

Submitted by:


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

Recommending Approval:


Engr. CARLOS A. CAYANONG
Chief, WAQMS

Approval:


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

Noted:


ENGR. REYNALDO B. BARRA, PME
OIC Regional Director

August 13, 2021





Date: Feb 20, 2019

Permit No.: DP-R08-19-00444

WASTEWATER DISCHARGE PERMIT

Pursuant to Section 14, Article 2, of the RA 9275 otherwise known as the "Philippine Clean Water Act of 2004", this permit is hereby granted to **Tomas Co** with office address at Trinidad (Sabang), Calbayog City, Samar (Western Samar) for its establishment:

Speed Velocity Gasoline Station

Trinidad (Sabang) CALBAYOG CITY

TIN No. 133-462-401-001

1. The discharge volume of the wastewater generated shall not exceed the **2.94 m³/day**

Parameter	Standard	Parameter	Standard
Benzene	0.5 mg/L	Toulene	20 mg/L
TSS	100 mg/L	Oil and Grease	5 mg/L
Ethylbenzene	7.5 mg/L	Xylenes	15 mg/L
Benzo(a)pyrene	3 ug/L		

* Reference for effluent parameters: DAO 2016-08; PSIC Code - 37000

2. Conduct dosing of enzyme as needed to enhance the treatment efficiency.
3. Institute measures on the operation of your WTF so as to have effluent conforming with the prescribed standard.
4. Submit Self-Monitoring (SMR) based on the following schedule:

Quarter	Coverage	Submission	Quarter	Coverage	Submission
First	Jan-Mar	1-15 Apr.	Third	Jul-Sep.	1-15 Oct.
Second	Apr-Jun.	1-15 Jul.	Fourth	Oct-Dec.	1-15 Jan.

5. Provide accessible sampling port at the effluent side of your WTF.
6. Channel your domestic wastewater generation of **1.124 cu.m/day** coming from comfort rooms into your wastewater treatment facility.
7. Wastewater generation of **1.8 cu.m/day** coming from washing/cleaning shall be discharge to the wastewater treatment facility.
8. Wastewater generation of **0.016 cu.m/day** coming from other sources shall be discharge to the wastewater treatment facility.
9. Submit Certificate of desludging of the WTF and treatment of the same by an accredited **DOH** service provider.
10. Allow the entry of our duly authorized representative(s) to conduct inspection within your premises

Non-compliance with the above conditions and/or any pertinent provisions of RA 9275 otherwise known as "Philippine Clean Water Act of 2004", a corresponding penalty in the amount of P10,000-P200,000 per violation shall be imposed.

Recommended by:

Approved by:


RENALDO B. BARRA, PME
Chief, Clearance and Permitting Division


Letecia R. Maceda
Regional Director

Filing Fee	: Php 55.00	O.R. No. :	5605007, 7152728, 7154204	Date :	Sept. 5, 2018
PD1856	: Php 10.00	O.R. No. :	5605007, 7152728, 7154204	Date :	Sept. 5, 2018
Documentary Stamp Tax	: Php 30.00	O.R. No. :	5605007, 7152728, 7154204	Date :	Sept. 5, 2018
Filing Fee	: Php 55.00	O.R. No. :	5605007, 7152728, 7154204	Date :	Sept. 5, 2018
Permit Fee	: Php 2000.00	O.R. No. :	5608084	Date :	Oct. 18, 2018



ENVIRONMENTAL MANAGEMENT BUREAU
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
ENVIRONMENTAL MANAGEMENT BUREAU REGION 8
DENR Compound, Brgy. 2, Tacloban City

APPROVED BY:
AUG 16 2018
2:33 pm

PCO CERTIFICATE OF ACCREDITATION

CERTIFICATE OF ACCREDITATION

COA No. 2018-RVIII-0106

Pursuant to Section 03 of Administrative Order No. 2014-02 dated February 3, 2014 of the Department of Environment and Natural Resources and having substantially met all the requirements prescribed therein,

ERROL LUIGI V. LARUDA

is hereby duly accredited as

POLLUTION CONTROL OFFICER

of

SPEED VELOCITY GASOLINE STATION
(Gasoline Station / Category A)

located at Brgy. Naga-naga and Brgy. Caiba-an, Tacloban City
to perform the duties and responsibilities as such,
as indicated in Section 10, DAO 2014-02.

Granted this 15th day of August 2018.

This accreditation is valid until **August 15, 2021** unless sooner revoked for cause. The accreditation shall be renewed not later than one (1) month prior to its expiration.

LETECIA R. MACEDA
Regional Director

FM-CPD-11

01

07-01-18



Republic of the Philippines
Department of Environment and Natural Resource
ENVIRONMENTAL MANAGEMENT BUREAU

DENR Compound, Jones Street, Barangay 2, Tacloban City
Telephone No. (053) 325-2149 Fax No. (053) 832-1088
region8@emb.gov.ph
Visit us at <http://www.r8.emb.gov.ph/>

November 23, 2018

ECC-OL-R08-2018-0144

Mr. Tomas C. Co

Owner

Tomas C. Co

Sitio Talahib, Barangay Trinidad Calbayog City Samar

Subject: **ENVIRONMENTAL COMPLIANCE CERTIFICATE**

Dear Sir/Madam;

This refers to the Environmental Compliance Certificate (ECC) application for the proposed Speed Velocity Gasoline Station to be located at Barangay Adela Heights Purok 5 Gandara, Western Samar.

After satisfying the requirements of the said application, this Bureau has decided to grant an ECC for the above-mentioned project.

With the issuance of this ECC, you are expected to implement the measures presented in the Initial Environmental Examination Checklist (IEEC), intended to protect and mitigate the project's adverse impacts on community health, welfare and the environment. Environmental considerations shall be incorporated in all phases and aspects of the project.

This Certificate does not create any right nor be used as an authorization to implement the project, you may proceed with the implementation only after securing all the necessary and relevant permits from other pertinent Government Agencies. This Office shall be monitoring the project periodically to ensure strict compliance with the stipulations cited in the attached ECC.

Please be guided accordingly.


Letecia R. Maceda
Regional Director