

**REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
ENVIRONMENTAL MANAGEMENT BUREAU**

Regional Office No. 1
Bldg., Government Center, Sevilla, City of San Fernando,
La Union

January 21, 2019

AYAN

Mr.
Complainant
Brgy. Suyo, Luna
La Union

Dear Mr. Sibayan:

This has reference to your complaint regarding the stinking smell emanating from the cowshed of your neighbor located within your barangay.

Please be informed that your complaint was investigated on January 18, 2019, during which we found 23 heads of cow in the stocking area, 16 heads in the cowshed, and 7 heads at the pasture area. Acceptable odor was detected within the premises of the cowshed during time of investigation.

Odor pollution is categorized as a "Nuisance" and resolution of the case had been devolved to the concerned Local Government Unit under the Local Government Code, as such, we are endorsing your complaint and the results of our investigation to the Office of Municipal Mayor of Luna, La Union for their resolution. Please follow-up your complaint with the Office of the Municipal Mayor of Luna, La Union.

Thank you for bringing the matter to our Office. We appreciate your concern as our partner in protecting the environment.

Very truly yours,


ENGR. MARIA DORICA NAZ-HIPE, CESE
Regional Director



Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU RO1
Office of the Regional Director

COMMUNICATION LETTER



RECORDS-2019-1-229

February 04, 2019 10:55:58 AM

Protect the environment... Protect Life...
Tel. Nos. (072)-242-3057 / 700-2448; Fax No. (072)-700-2449; e-mail: emt



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
ENVIRONMENTAL MANAGEMENT BUREAU

Regional Office No. 1
DENR Bldg., Government Center, Sevilla, City of San Fernando,
La Union

January 21, 2019

HON. VICTOR MARVIN U. MARRON
Municipal Mayor
Luna, La Union

Dear Mayor Marron:

This is in connection with the complaint filed by Mr. & Mrs. Ricardo S. Sibayan resident of Brgy. Suyo, Luna, La Union which we received on January 15, 2019 regarding stinking smell emanating from the cowshed of their neighbor of the same barangay.

The subject complaint was investigated by our Office last January 18, 2019, and found that the respondent (Mr. Leonardo R. Asto) is engaged in buying and selling of cows. There are 16 heads inside the cowshed, and 7 heads in the pasture area during the time of investigation. Likewise, tolerable foul odor was detected within the cowshed premises.

Odor pollution is categorized as a "Nuisance" and resolution of nuisance cases had been devolved to the Local Government Units under DAO 30, series of 1992 pursuant to the Local Government Code, we are therefore endorsing the case to your Office for proper resolution.

Regards and more power.

Very truly yours,


ENGR. MARIA DORICA NAZ-HIPE, CESE
Regional Director

 Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU RO1
Office of the Regional Director

COMMUNICATION LETTER



RECORDS-2019-1-229

January 31, 2019 08:39:52 AM jha

Protect the environment... Protect Life...

Tel. Nos. (072)-242-3057 / 700-2448; Fax No. (072)-700-2449; e-mail: embdenr1@yahoo.com



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
ENVIRONMENTAL MANAGEMENT BUREAU

Regional Office No. 1
DENR Bldg., Government Center, Sevilla, City of San Fernando,
La Union

INVESTIGATION REPORT ON POLLUTION COMPLAINT

Name of Complainant : Mr. & Mrs. Ricardo S. Sibayan
Address: : Brgy. Suyo, Luna, La Union
Coordinates: : 16.85222 N, 120.40527 E
Contact Number : 09563867478
Investigating Officer : Engr. Nelson L. Valdez
Date and Time of Inspection : January 18, 2019 @ 10:30 AM
Date of Report Prepared : January 21, 2019

Person(s) Interviewed

Names of Persons contacted	Position	Address
Mr. Ricardo S. Sibayan	Complainant	Brgy. Suyo, Luna, La Union
Ms. Gloria M. Asto	Wife of Respondent	Brgy. Suyo, Luna, La Union
Mr. Benito Navora	Brgy. Captain of Suyo	Brgy. Suyo, Luna, La Union
Mr. Cesar R. Nisce	MPDC	Luna, La Union

A. Complaint Background:

On January 15, 2019 EMB, R-1 received complaint filed by Mr. & Mrs. Ricardo S. Sibayan regarding stinking smell emanating from the shippon/byre of their neighbor located within the same barangay.

On January 18, 2019. Technical Personnel of this Office are dispatched to conduct on site investigation on the alleged complaint.

I. FINDING & OBSERVATIONS:

1. The residential house of the complainant is opposite the cowshed of the respondent at Brgy. Suyo, Luna, La Union, separated by the 3 meters wide concrete brgy. road.
2. The respondent is engaged in buying and selling of cows. There are 23 heads total cows noted in the stocking area consisting of 16 heads at the cowshed and 7 heads at the pasture area.
3. During the time of investigation, tolerable foul odor was ~~smell~~ ^{detected} within the cowshed.

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3. During the time of investigation, tolerable foul odor was smell within the cowshed.

III. REMARKS:

1. The respondent is registered with the Bureau of Animal Industry (BAI) as a Livestock Handler/dealer which expired last August 30, 2018. According to the wife of the respondent, renewal was filed at BAI.
2. The respondent is engaged in buying and selling of cows but has no Barangay Business Clearance and Mayor's Permit issued by the concerned Local Government Unit (LGU).
3. Based on the interview of the Barangay Captain of Suyo and from the MPDC, Luna, La Union. They do not have ordinance or resolution regarding the regulation on the number of cows allowed to taken cared within the residential area.
4. Resolution of odor pollution as a "Nuisance" had been devolved to the LGU concerned.
5. Based on the onsite inspection, emission of foul odor produced by cow urine and manure is possible if proper cowshed housekeeping is not undertaken

IV. RECOMMENDATIONS:

1. To inform the complainant of the result of investigation.
2. For endorsement to the Local Government of Luna, La Union since the complaint on odor pollution is not within the mandate of EMB, R-1 and resolution of case had been devolved to the Local Government Units.
3. The Municipal Health Officer and the Barangay Captain should implement the Sanitation Code in their respective areas.

Prepared by:


NELSON L. VALDEZ

Engr. IV / Head, QRT

Recommending Approval:

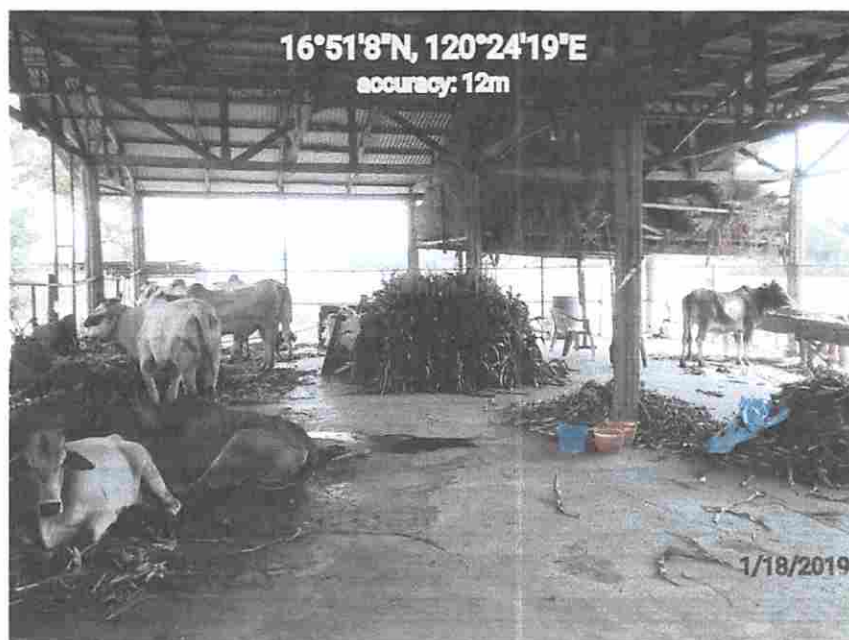

ANTONIO L. ESTRADA

Chief, EMED

Approved by:


ENGR. MARIA DORICA NAZ-HIPE, CESE

Regional Director





KI-JNV-0119 001

ENVIRONMENTAL MANAGEMENT BUREAU DISPOSITION FORM

*RECORDS-2019-1-229

Subject:	Complaint letter re: stinking smell emanating from the shippon/byre of a neighbor located at Suyo, Luna, La Union. (MR. RICARDO S. SIBAYAN)		
Document Date:	Jan 11, 2019	Document Type:	Letter - Complaint
To/For	Remarks	From	Date

ORD

RUSH/URGENT - RECORDS

1/17/2019
10:30:42 AM

Adv. Copy c/o Engr. Nelson Valdez
Head, QRT

A, QRT,
for investigation / CSO please. Thank you!
Please submit your Inv. report (copy)

(comment)

1/22/19

Rev

for signature

(comment)

1/24/19

JAN 24 2019

pls. revise 0124 gr

Atc Dio

F.S. of RD re: revised letter; report etc.

Rev.

1/25/19

JAN 25 2019

pls. revise 0131 gr

Atc Dio

F.S. of RD re: revise report

Rev.

1/31/19

Action Taken/Status

- | | | |
|---------------------------|---------------------------|-------------------------------|
| A. For approval/signature | G. Please prepare reply | M. For posting |
| B. For appropriate action | H. Please note and return | N. Please attend |
| C. For notation/comments | I. Please file | O. Please send representative |
| D. For recommendation | J. RUSH/URGENT | P. For our record |
| E. For information | K. For Monitoring | |
| F. For Compliance | L. For Investigation | |

JAN 31 2019

signed 0131 gr

Atc Dio

return for signature.
of RD re: investigation
Report

Rev. 2/1/19

FEB 01 2019

pls. revise 1st Page of Investigation
Report; signed 0204 gr

Mailing

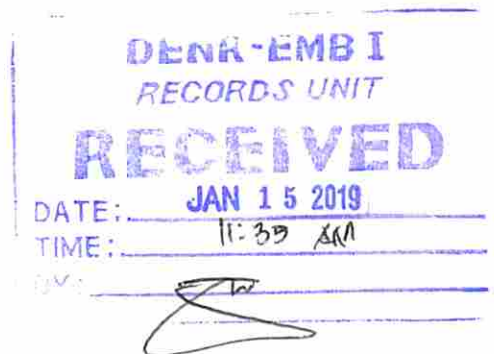
Rev.

2/6/19

Suyo, Luna, La Union
January 11, 2019

MA. VICTORIA V. ABRERA

Regional Director
Environmental Management Bureau R1
DENR 1 Building, Government Center
Sevilla, City of San Fernando
La Union



Dear Ma'am:

Last September 11, 2018, we wrote a letter of complaint to the Sanitary Health Inspector of our municipality regarding our big problem with the stinking smell emanating from the shippon/byre of our neighbor. Attached herewith is a copy of the said letter.

Some days thereafter, the Sanitary Inspector, a personnel from our MPDC, and some police personnel visited the subject shippon and witnessed/experienced for themselves what we, the neighborhood, are enduring from day to day. A meeting with the owner of the shippon, and our Punong Barangay was conducted so as to find a solution to our problem.

What was agreed upon as a solution was for the owner to find a place where he could transfer the said shippon, so as not to cause any more discomforts to the neighbors. But then, up until now, the shippon is still in its place, and so our problem is left unsolved.

We are seeking for your guidance, and immediate, resolute solution to our problem.

Thank you very much.

Very respectfully yours,

MR. & MRS. RICARDO S. SIBAYAN

Suyo, Luna, La Union
September 11, 2018

The Sanitary Inspector
Rural Health Unit
Luna, La Union

Sir/Madam:


Kayat mi koma nga iyuman kadakayo no anya ti nasayaat nga maaramid iti daytoy problema mi maipanggep iti saan nga nasayaat nga angot iti aglawlaw mi.

Adda ngamin naaramid nga koral iti baka ditoy asideg ti balay mi, ket maapektaran kami iti angot nga aggapu iti nasao a koral lalo ita nga panagtutudo. Ammo tay amin nga maysa daytoy nga pakaalaan iti sakit aglalo ta asideg pay iti elementary school ti lugar mi.

Kayat mi koma nga tulungan dakami tapno saan nga agraira ti sakit nga itden daytoy.

Agyaman kami iti anyaman nga tulong nga maited yo kadakami.

Toy sidadayaw,



MR. AND MRS. RICARDO S. SIBAYAN
Complainant

Cc:

Office of the Mayor
Office of the Vice Mayor
MHO
MPDC
Municipal Engineer
Municipal Tourism Officer
PCInsp-Luna
Punong Barangay- Suyo, Luna, La Union