

ENVIRONMENTAL MANAGEMENT BUREAU DISPOSITION FORM

*RECORDS-2019-2-233

Subject:	Memo dtd 2/1/19 from Engr. Raymundo Gayo with subject: Investigation report on the complaint of the piggery project of Mr. Efren Punzalan located at Brgy. Tarece, San Carlos City, PA		
Document Date:	Feb 01, 2019	Document Type:	Memo - External
To/For	Remarks	From	Date

ORD

For appropriate action - RECORDS

S.M.S

2/19/2019
12:51:23 PM

4/21 10:34 AM
C/EMED,
 Pls review the report - findings & recommendations & for action.
 Let us schedule action of PENRO/CEMRO at the same time
 inform them of our comments & advise on aa to take,
T

Nelson

please prepare NOU
 for the operation w/o
 ECE and NOU
 for no discharge
 permit

- C. EMER

2/26/19

Luz

please revise the
 letters

C. EMED

3/5/19

REN

for signature

C. EMER

3/7/19

MAR 08 2019

signed 3/13 gr

MAR 13 2019 Received: Del

CPD TC scheduled on April 16, 2019 @ 10:00 A.M.

Penro

mailing

J.S.

3/18/19

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 | |



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

March 03, 2019

MR. EFREN PUNZALAN
Owner
PUNZALAN PIGGERY
Brgy. Tarece, San Carlos City,
Pangasinan

NOTICE OF VIOLATION

Dear **Mr. Punzalan**:

This refers to the investigation conducted on January 08, 2019 by technical personnel of CENRO Dagupan regarding the operation of your piggery project located at the above stated address which was found operating with total pig population of 200 heads without an Environmental Compliance Certificate (ECC), which is a violation of Section 4 of PD 1586 (Philippine EIS system).

Whereas, **Section 4 of PD 1586** states that *"No person, partnership or corporation shall undertake or operate any such declared environmentally critical project or area without first securing an Environmental Compliance Certificate issued by the President or his duly authorized representative."*

Furthermore, **Section 9 of the same decree** states that *"Any person, partnership or corporation found violating Sec. 4 of this Decree, or the terms and conditions in the issuance of the Environmental Compliance Certificate, or the standards, rules and regulations shall be punished by the suspension or cancellation of his/its certificate and/or a fine in the amount not to exceed Fifty Thousand Pesos (P50, 000. 00) for every violation thereof, at the discretion of the National Environmental Protection Council."* (Underscored now Environmental Management Bureau)

In view thereof, you are hereby directed to explain in writing why no penalty shall be imposed upon you within fifteen (15) days upon receipt hereof and to attend a Technical Conference at our Office on APR 16 2019 at 10:00 A.M..

Should you or your authorized representative who could make commitments in your behalf fail to attend the said Technical Conference, this Office shall be constrained to conduct ex—parte hearing of your case and an "ORDER" shall be promulgated for the imposition of fines and penalties in accordance to the provisions of the above mentioned Republic Acts.

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

LETTER-NOV



RECORDS-2019-2-233

March 13, 2019 10:45:29 AM

cc:

PENRO Pangasinan
CENRO Dagupan

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
Provincial Environment and Natural Resources Office
A.B. Fernandez West, Dagupan City
Telephone Nos. (075) 523-7447; (075) 516-2162

February 1, 2019

MEMORANDUM

FOR : The Regional Executive Director
DENR-R1, San Fernando City, La Union

: The Regional Director
Environment Management Bureau

THRU : The Assistant Regional Director for Technical Services

FROM : OIC, PENR Officer

SUBJECT : **INVESTIGATION REPORT ON THE COMPLAINT OF THE
PIGGERY PROJECT OF MR. EFREN PUNZALAN LOCATED
AT BRGY. TARECE, SAN CARLOS CITY PANGASINAN**



We are forwarding the Memorandum dated January 24, 2019 of the OIC, CENRO Officer Dagupan City, together with the report submitted by the investigating term who conducted the investigation, relative to the complaint filed by Brgy. Council of Tarece, San Carlos City, against the piggery farm of Mr. Efren Punzalan.

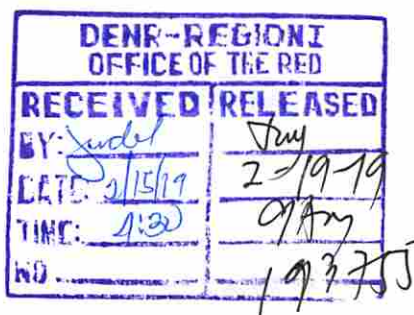
Based on the investigation report the piggery of Mr. Punzalan is operating without an approved Environmental Compliance Certificate and Water Discharge permit in violation of Section 4 of PD 1586 and Dao 2005-10 of Clean Water Act.

As such, the investigating team advised the owner of the piggery to stop operations until said permits have already been issued as well as appropriate and adequate mitigating measures are implemented.

For information and record.

ENGR. RAYMUNDO C. GAYO, DPA

cc: CENRO Dagupan City





Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bonuan-Tondaligan, Dagupan City
Telephone Nos. (075) 516-2789; (075) 515-3577

January 24, 2019

MEMORANDUM

FOR : The Regional Executive Director
DENR, RO1, City of San Fernando, La Union

ATTENTION : The Regional Director
Environmental Management Bureau

THRU : The PENR Officer
Pangasinan

FROM : The CENR Officer
Dagupan City

SUBJECT : **INVESTIGATION REPORT ON THE COMPLAINT OF THE
PIGGERY PROJECT OF MR. EFREN PUNZALAN LOCATED AT
BRGY. TARECE, SAN CARLOS CITY, PANGASINAN.**

Indorsed for review and forward action is the copy of the investigation report together with its enclosure regarding the complaint filed by the Brgy. Council of Tarece, San Carlos City, Pangasinan headed by Punong Barangay Gerardo C. Mercado in relation to the protest raised by the residents against the piggery farm of Mr. Efren Punzalan located in the above cited barangay.

Based on the investigation report, the piggery of Mr. Efren Punzalan is considered medium to large piggery. The owner is operating adjacent to residential houses, barangay hall and Day Care Center of Brgy. Tarece without an approved Environmental Compliance Certificate and Water Discharge Permit in accordance with Section 4 of PD 1586 and DAO 2005-10 of the Clean Water Act, respectively.

Moreover, the investigating team had recommended that the operation of the piggery should be stopped in the meantime, until ECC and other environmental permits have already been issued, and appropriate and adequate mitigating measures are implemented.


ATTY. ARLYN KATHERINE C. BUDUHAN

Copy furnished:

- The PENR Officer, Pangasinan
- Punong Barangay Gerardo C. Mercado
- Brgy. Tarece, San Carlos City, Pangasinan
- File



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bonuan-Tondaligan, Dagupan City
Telephone Nos. (075) 516-2789; (075) 515-3577

January 8, 2019

MEMORANDUM

FOR : The OIC-CENR Officer
This Office

THRU : The Development Management Officer IV
This Office

FROM : The Investigation Team

SUBJECT : **INVESTIGATION REPORT RE: PETITION LETTER
REGARDING THE PIGGERY OF MR. EFREN PUNZALAN
LOCATED AT BRGY. TARECE, SAN CARLOS CITY,
PANGASINAN.**

REFERENCE:

This report is in reference to the petition letter dated December 27, 2018 filed by the residents living near the piggery farm owned by a certain Mr. Efren Punzalan located at Brgy. Tarece, San Carlos City, Pangasinan. DMO IV Forester Melchor U. Gonzales instructed the undersigned to investigate and determine the veracity of the said report.

BACKGROUND:

A series of investigation and ocular inspection were jointly conducted by CENRO Dagupan City personnel and LGU San Carlos City last July 31, 2017 and August 1, 2017 on the on-going construction of piggery project in relation to the complaint of the local residents on air pollution (foul odor) that will be produced by the piggery project in the future.

Result of the investigation show that the construction of the project was not covered by any permits such as building permit, zoning clearance, and application of Environmental Compliance Certificate (ECC). The investigation team advised Mr. Punzalan stop the construction until such time that the necessary permits from the concerned offices/ agencies have been secured.

On August 8, 2017, a copy of the investigation report was forwarded to PENRO and the latter indorsed the case to the Regional EMB office concurring our recommendation for further investigation and inspection.

On December 27, 2018, another petition letter from the same community was received by this office regarding the foul odor coming from the operation of the piggery and its negative health effects being absorbed by the residents nearby the piggery farm.

On January 8, 2019, an ocular inspection was conducted by the undersigned in coordination with the Barangay Officials of Brgy. Tarece, San Carlos City, Pangasinan. Punong Barangay Gerardo C. Mercado was not around during the time of coordination and investigation. However, Brgy. Secretary Julius C. Diola and Kgw. Gerardo J. Menor, Committee on Environmental Protection and Waste Management, accompanied the team during site inspection.

Considering that the owner of the piggery, Mr. Punzalan was not around during the time of inspection, the assigned Technician Mr. Nickson delos Santos allowed the team to enter into the compound for inspection.

FINDINGS AND OBSERVATIONS:


Hereunder are the generated observations and findings, to wit:

1. The piggery farm is located along the road going from San Carlos City to Brgy. Macabito, Calasiao, Pangasinan and it is adjacent to residential areas, Barangay Hall and Day Care Center of Brgy. Tarece, San Carlos City, Pangasinan.
2. The piggery is considered medium to large scale farm enclosed with concrete perimeter fence.
3. The piggery is currently managed by one (1) technician and three (3) laborers to maintain the operation.
4. The owner is operating without ECC and other environmental permits from DENR and LGUs.
5. Per observation, there were already three constructed facilities inside the compound, to wit;
 - a. One (1) warehouse for feeds and supplies with an approximate dimension of 30 m (L) x 6 m (W) composed of 5 compartments filled with rice hulls and other feeding materials.
 - b. One (1) grower house with an approximate dimension of 80m (L) x 17m (W) composed of 20 concrete compartments having 20-30 piglets and growing pigs were confined per compartments. A total of 200 growing pigs were found in the pigpens.
 - c. One (1) gestating/lactating house/farrowing house equipped with twenty two (22) farrowing pens. There are ten (10) gestating sows in the farrowing pens.
6. In terms of sanitation, the farm has three (3) concrete septic tank with dimensions of 3m width x 7m length x 14 ft. depth for the wastewater discharges and manure treatment facility. The waste water and solid waste materials from the pigpens were drained into the septic tank. According to Mr. delos Santos, regular cleaning hours of the farm starts from 5:00 AM, 11:00 AM and 2:00 PM daily. However, during the time of inspection, it was observed that some of the cages were still uncleaned emitting unpleasant odor within the vicinity reaching the neighboring households. Improper waste discharges were observed overflowing to an open/exposed area which can attract by house flies and other insects that could negatively affect the health of the concerned nearby residents.

In view of the foregoing, the owner of the piggery did not comply to the previous instruction from the investigation team last August 1, 2017 to temporarily stop the construction of building in the piggery until such time that the necessary permits will be secured.

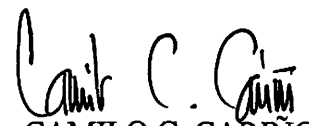
RECOMMENDED ACTION:

1. The operation of the piggery should be stopped in the meantime, until ECC and other environmental permits have been issued and appropriate and adequate mitigating measures are implemented.
2. An environmental case should be filed against the owner of the project for negligence and operating without the necessary permits/ license for violation of Section 4 of PD 1586 and other environmental laws.
3. A copy of this report should be provided to the concerned government offices and agencies for their information and appropriate action.


RAQUEL F. BINAYAT
Forest Ranger


JAYPEE OCAMPO
Forest Ranger


ANTONIO ONG
Forest Ranger


CAMILO C. CARIÑO
Forester II/ Chief Enforcement Section

cc:
PENRO Pangasinan
CENRO Dagupan

PHOTOS TAKEN DURING THE CONDUCT OF OCULAR INSPECTION AND INVESTIGATION AT THE COMPLAINED PIGGERY SITUATED IN BRGY. TARECE, SAN CALROS CITY, PANGASINAN





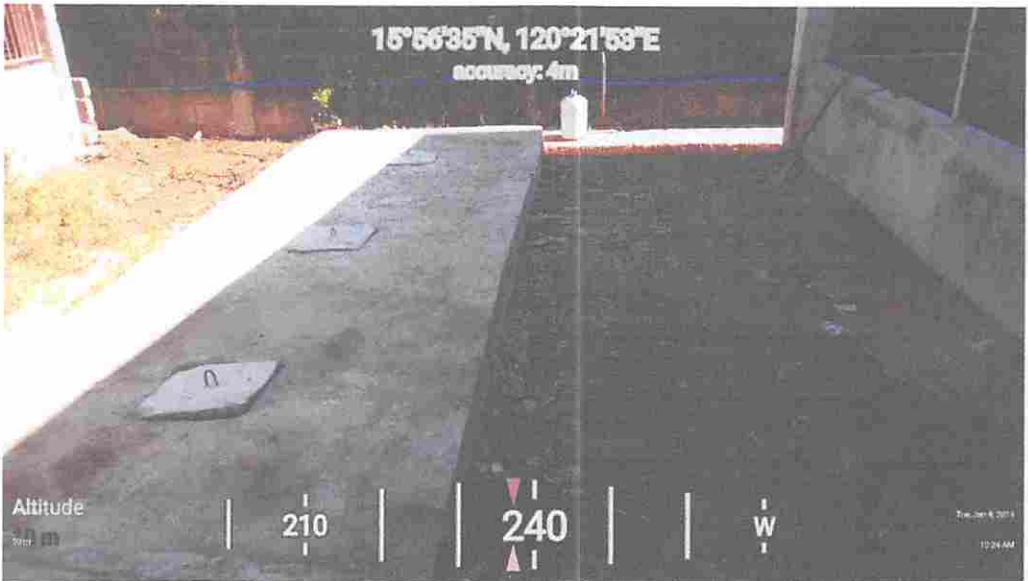
Grower house facility with an approximate dimension of 80m (L) x 17m (W) composed of 20 concrete compartments consisting 20-30 piglets and growing pigs per block. A total of 200 growing pigs were currently being taken care off inside the facility.



Gestating/lactating house/farrowing house equipped with 22 farrowing pens. 12 pens were empty while the other were occupied by 10 sows.



THREE (3) UNITS SEPTIC TANK



IDENTIFIED SOURCES OF POLLUTION DURING THE TIME OF INSPECTION



