



Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOR
Office of the Sangguniang Bayan

ORDINANCE NO. 6
Series of 2009

"AN ORDINANCE REGULATING THE INSTALLATION AND MAINTENANCE OF DISTRIBUTION LINES OF VARIOUS PUBLIC UTILITIES IN THE MUNICIPALITY OF BACOR."

Sponsored by Hon. Rolando S. Remulla, Avelino B. Solis, Hubert V. Gervacio, Reynaldo M. Fabian, Normita D. Celestino, Miguel N. Bautista, Avelino S. De Castro, Bayani M. De Leon, Gianne Louise A. Olegario and Catherine H. Sarino.

WHEREAS, Section 447, par.5 (viii) of Republic Act No. 7160 (known otherwise as the "Local Government Code of 1991") empowers the Sangguniang Bayan to regulate the placing of poles and to adopt measures to ensure public safety against live wires and similar hazards to life and property.

WHEREAS, Section 447, par. 5 (ix) of Republic Act 7160 further empowers the Sangguniang Bayan to regulate the placing, stringing, attaching, installing, repair and construction of all electric, telegraph and telephone wires, conduits, meters and other apparatus and provide for the correction, condemnation or removal of the same when found to be dangerous, defective or otherwise hazardous to the welfare of the public.

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of Bacoor, Cavite in its 70th the regular session, that:

Article I. – GENERAL PROVISIONS

SECTION 1. Title- This ordinance shall be known as "Anti-Dangling Wire Ordinance of Bacoor".

SECTION 2. Scope - The provisions of this Ordinance shall cover the construction, installation and maintenance of electric poles and wires, cables for television, and telephone/telecommunication poles, towers and cables/wires within the territorial jurisdiction of the municipality of Bacoor.

SECTION 3. Primary Responsibility- The Office of the Building Official and the Office of the Municipal Engineer shall develop an "Approved Pole Location Plan" which shall be the basis for the regulation of the construction and installation of distribution lines within Bacoor, Cavite. Provided, that the said Approved Pole Location Plan must be in accordance with all pertinent laws. Provided, further, that the Office of the Building Official and the Office of the Municipal Engineer of the Municipality of Bacoor must work jointly in designing the said Approved Pole Location Plan which must be submitted for approval to the Sangguniang Bayan within ninety (90) days after the date of effectivity of this Ordinance.

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Provided, lastly, that the Sangguniang Bayan shall consult with representatives of the public utility companies concerned before the said Approved Pole Location Plan is approved by the Sangguniang Bayan.

SECTION 4.- The Approved Location Plan.- The Approved Pole Location Plan shall contain the following details:

1. Exact location and/or relocation site of electric/ telephone/ telecommunications poles and towers
2. Pole/Tower type
3. Allowed voltage of distribution lines
4. Clearances
5. Exact traverse point of conductors and drop wires
6. Other details as may be necessary for the effective implementation of this Ordinance.

SECTION 5. - Prior Clearances.- All public utility companies are expressly prohibited from installing, constructing, maintaining, or otherwise working on any distribution line/s located fully or partly within the Municipality of Bacoor without first securing working permits/clearances from the office of the Municipal Engineer and the Bacoor Traffic Management Office (BTMO). Failure to obtain such work permits/clearances shall be deemed a violation of this Ordinance.

SECTION 6.- Maintenance of Horizontal and Vertical Clearances.- Horizontal and vertical clearances of distribution lines shall be maintained at all times in accordance with the Philippine Electrical Code I and II. All redundant, defective, or improperly located poles within Bacoor, Cavite shall be removed by the municipal government without any need of notice to the public utility concerned if public safety is endangered by any delay in the removal of the said poles.

Section 7. Installation of Large Utility Equipment.- Installation and/or delivery of transformer/s, generator/s and other large utility equipments shall be allowed only from 10:00 PM to 5:00 AM. The said period maybe extended as the need arises and subject to the approval of the Municipal Mayor. Prior installation and/or delivery of the above mentioned equipments or any other equipment that may clog vehicular traffic or otherwise pose a danger to public safety may only be done once clearances from the Municipal Engineer's Office and BTMO has been obtained by the public utility company/ies concerned.

SECTION 8. - Definition of Terms.- As provided in this Ordinance, the following words and phrases shall mean:



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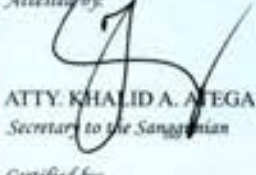

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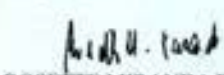

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Municipal Mayor

1. **Approved Pole Location Plan:** A detained plan designed to regulate the erection and maintenance of poles, towers, distribution lines, and other equipment of various public utility companies and private individuals.

2. **Electric Utility:** The Manila Electric Corporation also known as the "Meralco" or any other electric energy provider.

3. **Napocor:** The National Power Corporation.

4. **Revised Philippine Electrical Code (PEC 1 @ 2):** Updated edition of electrical code as formulated by the Institute of Integrated Electrical Engineers of the Philippines and approved by the Department of Public Works and Highways as basis for regulation of all electrical installations in the Philippines.

5. **Sag:** The difference in elevation between the highest point of support of the conductor and the lowest point of the conductor in the span.

6. **Service:** The conductors and equipment for delivering energy from the electricity supply system to the wiring system of the premises being supplied with electricity.

7. **Service Conductors:** The supply conductors that extend from the street main or from the transformers to the service equipment of the premises being supplied with electricity.

8. **Service Entrance:** The portion of the electrical system from the service drop wire to the service equipment of the premises being supplied with electricity.

9. **Service Drop:** The overhead service conductors from the last pole or other aerial support to and including the splices, if any, connecting to the service entrance conductors at the building or other structure.

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10. **Service Lateral:** The underground service conductors between the street main, including any risers at a pole or other structure or from transformers, and the first point of connection to the service entrance conductors in a terminal box or meter or other enclosures with adequate space, inside or outside the building wall. Where there is no terminal box, meter or other enclosure with adequate space, the point of connection shall be considered to be the point of entrance of the service conductors into the building.



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11. **Utilities:** All public utilities operating within the territorial jurisdiction of the Municipality of Bacoor such as, but not limited to the Napocor, the Meralco, electric cooperatives, telephone/telecommunications companies, cable television companies and the like.

ARTICLE II. – ELECTRICAL DISTRIBUTION LINES

SECTION 9. – Tapping to an Electric Utility: No building or structure shall be tapped to an electric utility without prior approval from the Office of the Building Official of the Municipality of Bacoor.

SECTION 10. – Single Service Entrance Policy: When a single electrical characteristic is required by a newly constructed or renovated building, only one service entrance shall be allowed except where fire pumps, legally required emergency standby power, or parallel power production where separate service is required by such newly-constructed or renovated building.

Additional entrance may be allowed if the capacity requirement is above 2000 amperes at a supply voltage of 600 V or less and the total floor area of the building is 10,000 square meter and above or one lot dimension is 100 meters and above.


SECTION 11. – Maintenance and Installation Space: All newly constructed or renovated commercial building shall allocate adequate space solely for electrical equipments installation and maintenance. The size of the area shall comply with the requirements of the Revised Philippine Electrical Code.

SECTION 12. – Height & Other Requirements –

- The minimum height of service support in a building shall be 5.8 meters measured from the bottom of the bracket or pin insulators.
- Measured from the top, the height of a rain tight service head shall be 5.9 meters.
- The height of streetlights shall be maintained at 7.5 meters.



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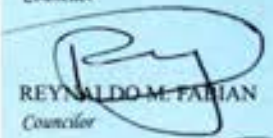
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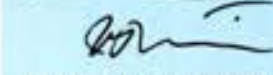
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Municipal Mayor

- d) All electric poles shall maintain 90 degrees verticality. Should an electric pole's verticality be lesser than 90 degrees due to the effect of a typhoon, earthquake, fire, or accident, the electric utility concerned shall be given a period of five (5) days from receipt of a written notice from the Office of the Municipal Engineer within which to restore the said electric pole to its 90 degree verticality. The electric utility company's failure to comply with the said notice within the said period shall be deemed a violation of this Ordinance.
- e) The height of electric poles all over Bacoor, Cavite shall be in accordance with all pertinent laws.
- f) The sag of electric conductors shall be maintained at 0.30 meters within the standards set under the laws.
- g) All electrical installation shall be done in accordance with approved safety standards and superior workmanship. Should there be a conflict in the interpretation of the said safety standards, the Office of the Municipal Engineer shall be empowered to determine the same after due consultation with representatives of any electric utility company operating within Bacoor, Cavite.
- h) No electric pole shall be erected by the electric utility without prior approval from the Office of the Building Official and the Office of the Municipal Engineer.
- i) All distribution lines along all primary and secondary roads within Bacoor, Cavite shall be relocated in accordance with the Approved Pole Location Plan. Other roads located with Bacoor, Cavite may be included in the coverage of this Ordinance as the need arises.

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SECTION 13. - All existing generator distribution lines shall be deemed illegal electrical installations and shall be removed from the distribution system subject to the Approved Pole Location Plan and upon consultation with the utility company concerned.

SECTION 14. - It shall be prohibited at all times to install portable generator sets along established sidewalks and thoroughfares without prior approval from the Office of Municipal Mayor.



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SECTION 15. - There shall be a uniform type of streetlights in all roads and thoroughfares within Bacoor, Cavite the appearance and design of which shall be determined and approved by the Office of the Municipal Engineer. In designing the said streetlights, the Office of the Municipal Engineer shall be guided by the design's aesthetic value, cost effectiveness, low electric power consumption rate, ease and affordability of maintenance, and its impact on the natural environment. Any streetlight that does not conform to the design approved by the Office of the Municipal Engineer may be summarily torn down. Provided, that the said design must be approved by the Municipal Mayor and must be submitted by the Municipal Engineer within ninety (90) days after the effectivity date of this Ordinance.

SECTION 16. - No streamer, poster, buntings, billboards, or any other similar promotional materials whether commercial or political in nature shall be allowed to be attached, nailed, stapled, pasted, or tied to all distribution lines and electric poles within Bacoor, Cavite without the prior approval of the Office of the Municipal Engineer. All streamers, posters, buntings, billboards or any other similar promotional materials as mentioned above that has been attached, nailed, stapled, pasted or tied to distribution lines and electric poles in Bacoor, Cavite without the prior approval of the Municipal Engineer of Bacoor may be summarily removed and the cost of such removal shall be charged to the natural or juridical person who caused the illegal installation of the said promotional materials.


Article III. - TELECOMMUNICATIONS COMPANIES

SECTION 17. - The following shall be observed by all telecommunications companies operating within Bacoor, Cavite:

- a) No building shall be tapped to any telephone utility without prior approval from the Office of the Building Official and the Office of the Municipal Engineer of the Municipality of Bacoor.
- b) All commercial establishments shall have a central telephone terminal cabinet the capacity of which should be enough to supply the required telephone lines of the building concerned. No central telephone cabinet or telecommunication cabinet, however, maybe placed on sidewalks or thoroughfares within Bacoor, Cavite without paying a Mayor's Permit Fee amounting to One Hundred Pesos (Php 100.00) per line and without securing the prior approval of the Office of the Building Official and the Municipal Engineer of the Municipality of Bacoor.



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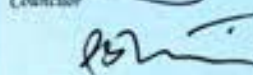
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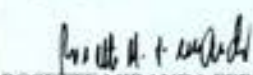

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Municipal Mayor

- c) No telephone or telecommunications company may be allowed to install or rehabilitate telephone lines without the prior approval of the office of the Municipal Engineer.
- d) All the idle wires of all cellphone companies shall be removed summarily provided that the Office of the Municipal Engineer shall give sufficient notice to the telephone company/ies who own such idle wires so that the latter may cause their removal. Should the said telephone company/ies fail to remove the said idle wires within the period given them, the said idle wires shall be removed by the Office of the Municipality Engineer and the cost of such removal shall be charged to the telephone company/ies concerned.
- e) All traversing telephone drop wires shall be allowed only in the traversing points as indicated in the Approved Pole Location Plan. Traversing telephone drop wires placed in areas not specified in the Approved Pole Location Plan may be removed summarily provided that the Office of the Municipal Engineer shall give sufficient notice to the telephone company/ies who own such traversing drop wires so that the latter may cause their removal. Should the said telephone company/ies fail to remove the said illegally placed traversing drop wires within the period given them, the said drop wires shall be removed by the Office of the Municipal Engineer and the cost of such removal shall be charged to the telephone company/ies concerned.
- f) Traversing telephone lines shall be allowed underground as long as it will be done through the boring of a hole on the ground. Provided, however, that the same must be with the prior approval of the Office of the Municipal Engineer.
- g) All communication poles outside of the Approved Pole Location Plan shall be removed provided that the telephone company/ies concerned should be given sufficient time within which to voluntarily remove or relocate the same. If the said poles are not removed or relocated upon the lapse of the period given to the telephone company/ies concerned, the Office of the Municipal Engineer shall be empowered to remove or tear down the said communication poles and the cost of such removal shall be charged to the account of the telephone company/ies concerned.



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- h) No additional telephone poles shall be allowed in all areas within the jurisdiction of the Municipality of Bacoor, Cavite without the payment of a Mayor's Permit Fee in the amount of One Thousand Pesos (Php1,000.00). Provided, that the Municipal Mayor shall be given the discretion to waive the payment of such Mayor's Permit Fee in meritorious cases.
- i) All telephone lines shall maintain clearances in accordance with prevailing industry safety standards. Should there be a conflict in the interpretation of the said safety standards, the Office of the Municipal Engineer shall be empowered to determine the same after due consultation with representatives of at least two (2) telephone companies operating within Bacoor, Cavite.
- j) All telephone lines shall maintain a sag of not more than 0.30 meters per span or within the standards set in all pertinent laws.
- k) All service drop conductors that run along with backbone lines shall be bundled with the latter.
- l) All telephone entrances shall be installed with a minimum height of 4.8 meters measured from the top of the rain tight service head.
- m) Only one entrance per telephone provided shall be allowed for a building or structure. Provided, that no distribution line shall be installed within privately owned lots without the written permission of the property owner.

Article IV : COMMUNITY CABLE TELEVISION

SECTION 18. The following shall be observed by all Community Cable Television Company/ies operating within the Municipality of Bacoor.

- Tapat sa Serbisyo, Nagkakaisa sa Pagbabago...
- a) All Community Cable Television (CCTV) supply cables outside of buildings located within Bacoor, Cavite shall be installed in conduit types duly approved by the Office of the Building Official.
- b) No additional poles shall be erected anywhere in Bacoor, Cavite for the exclusive use of any Community Cable Television after the effectivity date of this Ordinance without the prior approval of the Office of the Municipal Engineer. Provided, that the erection of any additional pole must conform with the Approved Pole Location Plan.



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- c) All distribution cables of CCTV shall maintain clearances in accordance with the law and prevailing industry safety standards. Should there be a conflict in the interpretation of the said safety standards, the Office of the Municipal Engineer shall be empowered to determine the same after due consultation with representatives of at least two (2) CCTV companies operating within Bacoor, Cavite.
- d) All distribution cables of CCTV shall maintain an allowable sag, which shall not be more than 0.30 per span or within the standards set in our pertinent laws.
- e) All CCTV entrances shall be installed with a minimum height of 4.8 meters.
- f) Only one entrance per CCTV provider shall be allowed for a building or structure.
- g) All traversing CCTV drop wires shall be allowed only in traversing points indicated in the Approved Pole Location Plan. Provided, that no distribution line shall be installed within private lots without the written permission of the concerned property owner. Provided, further that traversing telephone drop wires placed in areas not specified in the approved Pole Location Plan maybe removed summarily. Provided, lastly, that the Office of the Municipal Engineer shall give sufficient notice to the CCTV company/ies who own such traversing drop wires so that the latter may cause their removal. Should the said CCTV company/ies fail to remove the said illegally placed traversing drop wires within the period given them, the said drop wires shall be removed by the Office of the Municipal Engineer and the cost of such removal shall be charged to the telephone company/ies concerned.
- h) **BAGONG BACOOR!**
Tapat sa Serbisyo, Nagkakaisa sa Pagbabago...
All CCTV companies operating within Bacoor, Cavite are hereby enjoined to maintain a community channel that the Municipal Government of Bacoor, Cavite may use for free to warn the public about any emergency or calamity or to announce any municipal government project. Provided, that the use of the said community channel shall be the subject of a Memorandum of Agreement between the CCTV company concerned and the municipal government of Bacoor, Cavite so as not to make such use confiscatory in nature.



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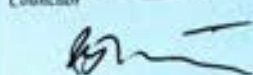
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Article V – TRANSITORY AND PENAL PROVISIONS


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Municipal Vice Mayor/Presiding Officer

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STRIKE REVILLA
Municipal Mayor

SECTION 19. – Transitory Provision. - - All public utility companies operating within the territorial jurisdiction of the Municipality of Bacoor is hereby given a period of one (1) year from the effectivity of this Ordinance to relocate their facilities and to comply with the requirements herein provided.

SECTION 20. – Penal Provisions. – The Manager, Administrator or Head of Office of public utility companies, distributors of emergency power, owners/proprietors of buildings and theirs contractors who shall be found violating the provisions of this Ordinance shall suffer the lines and penalties as follows:

First Offense – a fine of Five Hundred (P500.00)Pesos

Second Offense – a fine of One Thousand (P1,000.00)Pesos

Third Offense – a fine of Two Thousand (P2,000.00) Pesos

Fourth Offense – a fine of Two Thousand Five hundred (P2,500.00) Pesos, or imprisonment of not more than three (3) months or both such fine and penalty upon the discretion of the proper court.

SECTION 21. – Companies or individuals who fail to remove or relocate any pole, wire, cable, apparatus, equipment, or promotional material found to be in violation of this Ordinance despite having been given sufficient notice and sufficient time to voluntarily remove or relocate the same, shall be required to shoulder the cost of removing or relocating the same if such removal or relocation is done by the municipal government of Bacoor. Provided, that the Office of the Municipal Accountant shall provide the necessary formula in computing the said cost which formula would be based on the actual cost incurred by the municipal government in removing/relocating the said poles, wires, cables, apparatus, equipment, or promotional material. Provided, further, that the reimbursement of the said cost shall be made by the public utility company or individual concerned fails to reimburse the said cost despite its/ his receipt of a written demand from the municipal government through the Office of the Municipal Legal Officer, the Municipal Legal Officer shall be empowered to file the necessary suit or action against the said public utility company or individual to recover the expenses incurred by the municipality.

SECTION 22. – Separability Clause – If any provision or portion of this Ordinance is found to be unconstitutional or declared invalid, the provisions or portion hereof which are not so declared shall remain to be in full force effect.



Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOR
Office of the Sangguniang Bayan



ROLANDO S. REMULLA
Councillor

Ordinance No. 6

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AVELINO B. SOLIS
Councillor


HUBERT V. GERVACIO
Councillor


REYNALDO M. FABIAN
Councillor

NORMITA D. CELESTINO
Councillor


AVELINO S. DE CASTRO
Councillor


MIGUEL N. BAUTISTA
Councillor


BAYANI M. DE LEON
Councillor


CATHERINE B. SARINO
Councillor - SB President


GLANRE LOUISE A. OLEGARIO
Councillor - SB President

Attested by:

ATTY. KHALID A. ATEGA JR.
Secretary to the Sanggunian

Certified by:

ROSETTE MIRANDA FERNANDO
Municipal Vice Mayor/Presiding Officer

Approved by:

STRIKE REVILLA
Municipal Mayor

SECTION 23. – Repealing Clause – All ordinances, executive orders and rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 24 – Effectivity - This Ordinance shall take effect upon its approval and fifteen (15) days after publication in a newspaper of local circulation.

ENACTED this 23rd day of March, 2009 during the 70th regular session of the Sangguniang Bayan of Bacoor.

WE HEREBY CERTIFY to the correctness of the foregoing Ordinance.

Prepared by:


ATTY. KHALID A. ATEGA JR.
Secretary to the Sangguniang Bayan

Certified by:


HON. ROSETTE M. FERNANDO
Municipal Vice Mayor & Presiding Officer

APPROVED:

BAGONG BACOR!
Tapat sa Serbisyo, Nagkakaisa sa Pagbabago...

HON. STRIKE B. REVILLA
Municipal Mayor