



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

MUNICIPAL ORDINANCE NO. 7
Series of 2011

AN ORDINANCE REGULATING THE PASSAGE AND/OR ENTRY OF ALL KINDS OF GARBAGE TRUCKS IN ALL THE STREETS AND THOROUGHFARES OF THE MUNICIPALITY OF BACOOOR, CAVITE, EXCEPT THOSE PROVIDING SERVICES TO THE MUNICIPALITY, AND PRESCRIBING PENALTIES FOR VIOLATIONS HEREOF.

Authored by Councilor Jaime A. Sapanghila

WHEREAS, under Section 16 of Republic Act No. 7160 empowers local government units to exercise such powers necessary for its efficient and effective governance, and those which are essential to the promotion of the general welfare within their respective territorial jurisdiction.

WHEREAS, in compliance with the said mandate, the Municipality is prohibiting the use of all the streets and thoroughfares in its jurisdiction by garbage trucks to avoid the incremental environmental hazards and risks against the life and limbs of the people residing along such thoroughfares and to decongest the traffic flow therein.


WHEREAS, the passage of garbage trucks, other than those catering to the collection and disposal of the Municipality's solid/residual wastes, has no added economic value nor will it uplift the welfare and safeguard the health and safety of its constituents.


NOW THEREFORE, be it ordained by the Sangguniang Bayan of Bacoor, Cavite by virtue of the power vested in it by law, in regular session duly assembled, that:


SECTION 1: TITLE. This Ordinance shall be known as the **"Garbage Truck Entry Regulation Ordinance of Bacoor."**
Tapat sa Serbisyo, Nagkakaisa sa Pagbabago...

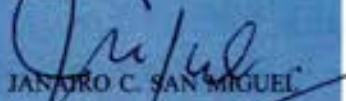
SECTION 2: SCOPE. This Ordinance prohibits the passage and/or entry of all kinds of garbage trucks in any streets or thoroughfares within the territorial jurisdiction of the Municipality of Bacoor, Cavite, except those that cater to the collection and disposal of its own solid/residual wastes and those that are duly accredited for such purpose.


EDWIN G. GAWARAN
Councilor


AVELINO B. SOLIS
Councilor



REYNALDO M. FABIAN
Councilor


ATTY. VENUS D. DE CASTRO
Councilor


JANAIRO C. SAN MIGUEL
Councilor


REYNALDO T. PALABRICA
Councilor



JAIME A. SAPANGHILA
Councilor


BAYANI M. DE LEON
Councilor

Absent
CATHERINE H. SARINO
Councilor/ABC President


MA. ELIZA H. BAUTISTA
Councilor/SK President


Attested by:


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

Certified by:

On Leave
ROSETTE MIRANDA FERNANDO
Municipal Vice Mayor/Presiding Officer

Approved by:


STRIKE REVILLA
Municipal Mayor



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

Mun. Ord. No. 7-S-2011
 February 7, 2011
 Page No. 2
 XXXXXXXXXXXXXXXXXXXXXXX

Provided: That garbage trucks collecting the solid/residual wastes of other local government units may be exempted from the coverage of this Ordinance upon their compliance with the implementing rules and guidelines hereof to be drafted by

the Office of the Municipal Mayor within sixty (60) days from the date of effectivity of this Ordinance.

SECTION 3: DEFINITION OF TERMS.

1. Garbage – any solid or residual waste, animal or vegetable refuse including but not limited to biodegradable and non-biodegradable materials;
2. Garbage trucks – any vehicle used in the transportation garbage as defined herein regardless of its kind or size;
3. Streets and thoroughfares – refer to all kinds of streets and thoroughfares as defined herein either in transit to and from any disposal site or sanitary landfill located outside the Municipality of Bacoor, Cavite or for garbage collection within its territorial jurisdiction;
4. Impounding area – shall be the area designated by the Municipality within its territorial jurisdiction which is utilized for material recovery facilities.

SECTION 4. PROHIBITONS.

- a. It shall be unlawful for any driver or person-in-charge of any garbage truck not used for the collection/disposal of the solid/residual waste of the municipality to pass through, enter or use any of the streets, roads and thoroughfares within the territorial jurisdiction of the Municipality of Bacoor as defined herein; and
- b. It shall be unlawful for any garbage truck owned by any person or entity including private, government, government-owned or controlled corporation, to pass through the streets and thoroughfares of the municipality as defined herein to and from any disposal site or sanitary landfill located outside the Municipality of Bacoor, Cavite.

[Signature]
 EDWIN G. GAWARAN
 Councilor

[Signature]
 AVELINO B. SOLIS
 Councilor

[Signature]
 REYNALDO M. FABIAN
 Councilor

[Signature]
 ATTY. VENUS D. DE CASTRO
 Councilor

[Signature]
 JANAIRO C. SAN MIGUEL
 Councilor

[Signature]
 REYNALDO D. PALABRICA
 Councilor

[Signature]
 JAIME A. SAPANGHILA
 Councilor

[Signature]
 BAYANI M. DE LEON
 Councilor

Absent
 CATHERINE H. SARINO
 Councilor, ABC President

[Signature]
 MA. ELIZA H. BAUTISTA
 Councilor, SK President

Attested by:
[Signature]
 ATTY. KHALID A. MEGA, JR.
 Secretary to the Sanggunian

Certified by:
 On Leave
 ROSETTE MIRANDA FERNANDO
 Municipal Vice Mayor/Presiding Officer

Approved by:
[Signature]
 STRIKE REVILLA
 Municipal Mayor



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

Mun. Ord. No. 7-S-2011
 February 7, 2011
 Page No. 3
 XXXXXXXXXXXXXXXXXXXXXXXX

[Signature]
 EDWIN G. GAWARAN
 Councilor

[Signature]
 AVELINO B. SOLIS
 Councilor

[Signature]
 REYNALDO M. FABIAN
 Councilor

[Signature]
 ATTY. VENUS D. DE CASTRO
 Councilor

[Signature]
 JUANITO C. SAN MIGUEL
 Councilor

[Signature]
 REYNALDO D. PALABRICA
 Councilor

[Signature]
 JAIME A. SAPANGHILA
 Councilor

[Signature]
 BAYANI M. DE LEON
 Councilor

Absent
 CATHERINE H. SARINO
 Councilor - ABC President

[Signature]
 MA. ELVA H. BAUTISTA
 Councilor - SR President

Attested by:
[Signature]
 ATTY. KHALID A. AJEGA, JR.
 Secretary to the Sanggunian

Certified by:
 On Leave
 ROSETTE MIRANDA FERNANDO
 Municipal Vice Mayor/Presiding Officer

Approved by:
[Signature]
 STRIKE REVILLA
 Municipal Mayor

SECTION 5. PENALTIES. Penalties for the violation of this Ordinance shall be imposed in the following manner:

a. The driver or person – in charge of the garbage truck who violates the provisions hereof shall be penalized as follows:

1st Offense – A fine of One Thousand Pesos (P1,000.00) or an imprisonment of not more than two (2) months or both at the discretion of the court;


2nd Offense – A fine of Two Thousand Pesos (P2,000.00) or an imprisonment of not more than four (4) months but not less than two (2) months or both at the discretion of the court;


3rd Offense or more - A fine of Two Thousand Five Hundred Pesos (P2,500.00) or an imprisonment of not more than six (6) months but not less than four (4) or both at the discretion of the court;

b. In any of the foregoing instances, the garbage truck used in violation of this Ordinance shall be impounded in the area to be designated by the Office of the Municipal Mayor as impounding area. The said vehicle shall be released only after the registered owner/s of the same- or its duly authorized representative– pays an impounding fee of Two Thousand Five Hundred Pesos (PhP 2,500.00) per day and a fine of Two Thousand Five Hundred Pesos (P2,500.00). The solid/residual wastes contained inside any impounded truck, which is not properly disposed within a period of two (2) days after its impounding, shall be unloaded and re-loaded to any garbage truck accredited by the Municipality, with or without the presence of the driver or registered owner or authorized representative thereof, for proper disposal to a sanitary landfill to avoid decomposition and emission of bad odor in the impounding area and such garbage truck shall not be released unless a transport and tipping fee of Ten Thousand Pesos (P10,000.00) is paid at the Office of the Municipal Treasurer.




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


 EDWYN G. GAWARAN
 Councilor


 AVELINO B. SOLIS
 Councilor



 REYNALDO M. FABIAN
 Councilor


 ATTY. VENUS D. DE CASTRO
 Councilor


 JANAIRO C. SAN MIGUEL
 Councilor


 REYNALDO D. PALABRICA
 Councilor


 JAIME A. SAPANGHILA
 Councilor


 BAYANI M. DE LEON
 Councilor

Absent
 CATHERINE H. SARINO
 Councilor - ABC President


 MA. ELIZABETH H. BAUTISTA
 Councilor - SA President

Attested by:

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

Certified by:
On Leave
 ROSETTE MIRANDA FERNANDO
 Municipal Vice Mayor/Presiding Officer

Approved by:

 STRIKE REVILLA
 Municipal Mayor

Mun. Ord. No. 7-S-2011
 February 7, 2011
 Page No. 4
 XXXXXXXXXXXXXXXXXXXXXXX

SECTION 6. AUTHORITY OF THE MUNICIPAL MAYOR TO ISSUE GUIDELINES. The implementing agency of the Office of the Mayor is hereby forthwith authorized to issue implementing guidelines consistent with the provisions of this ordinance. Provided: that such implementing guidelines shall include a mechanism wherein exemptions from compliance herewith may be allowed. Provided further: that a set of guidelines on the routes that may be used by garbage trucks exempted from the coverage of this Ordinance may also be included in the said implementing guidelines.

SECTION 7. INFORMATION DISSEMINATION. A massive information dissemination campaign shall be launched by the Municipal Mayor to ensure the successful implementation of this Ordinance. To this end, the Public Information Office (PIO) shall design such information materials that may be needed to inform all private parties and other local government units that may be affected hereby. Billboards and signboards informing the public of this Ordinance shall be installed in conspicuous places particularly in the strategic boundaries of Bacoor, Cavite. The PIO is hereby mandated to use all available means, subject to availability of funds to, including television, radio and print media to effectively disseminate information regarding this Ordinance.

SECTION 8. SEPARABILITY CLAUSE. If any provision or section of this Ordinance is declared invalid or unconstitutional, the other parts or provision thereof not so declared as such shall remain valid and in effect.

SECTION 9. REPEALING CLAUSE. Any ordinance or part thereof inconsistent with the provision of this ordinance shall be deemed repealed or modified accordingly. *gkaka sa Pagbabago...*

SECTION 10. EFFECTIVITY. This ordinance shall take effect upon its approval and posting in at least two (2) conspicuous places within the Municipality.



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

Mun. Ord. No. 7-S-2011
 February 7, 2011
 Page No. 5
 XXXXXXXXXXXXXXXXXXXXXXXX

UNANIMOUSLY ENACTED on the 7th day of February 2011 during the 27th regular session of the Sangguniang Bayan of Bacoor, Cavite.

I hereby certify the correctness of the foregoing Ordinance.

Certified by:

HON. REYNALDO D. PALABRICA
Majority Floor Leader Acting/Presiding Officer

Attested by:

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

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor

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

EDWIN G. GAWARAN
Councilor

AVELINO B. SOLIS
Councilor

REYNALDO M. FABIAN
Councilor

ATTY. VENUS D. DE CASTRO
Councilor

JANIBRO C. SAN MIGUEL
Councilor

REYNALDO D. PALABRICA
Councilor

JAIMIE A. SAPANGHILA
Councilor

BAYANI M. DE LEON
Councilor

Absent
CATHERINE H. SARINO
Councilor, ABC President

MA. ELIZABETH H. BAUTISTA
Councilor - SA President

Attested by:

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

Certified by:

On Leave
ROSETTE MIRANDA FERNANDO
Municipal Vice Mayor/Presiding Officer

Approved by:

STRIKE REVILLA
Municipal Mayor