



Republic of the Philippines

CITY OF BACOR

Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

PRESENT:

HON. CATHERINE S. EVARISTO City Vice Mayor/
Presiding officer

DISTRICT I

HON. AVELINO B. SOLIS City Councilor
HON. EDWIN G. GAWARAN City Councilor
HON. MIGUEL N. BAUTISTA City Councilor
HON. REYNALDO M. FABIAN City Councilor
HON. VENUS D. DE CASTRO City Councilor

DISTRICT II

HON. REYNALDO D. PALABRICA City Councilor
HON. HERNANDO C. GUTIERREZ City Councilor
HON. GAUDENCIO P. NOLASCO City Councilor
HON. BAYANI M. DE LEON City Councilor
HON. LEANDRO A. DE LEON City Councilor
HON. ROBERTO R. JAVIER City Councilor

HON. VICTORIO L. GUERRERO, JR. City Councilor
(ABC-Pres.)

ABSENT :

HON. ROWENA BAUTISTA-MENDIOLA City Councilor

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CITY ORDINANCE NO. 2014-007

Series of 2014

AN ORDINANCE PROHIBITING EXCESSIVE UNNECESSARY AND UNUSUALLY LOUD SOUNDS GENERATED BY VIDEOKE/KARAOKE SYSTEMS OR OTHER SIMILAR EQUIPMENT OR DEVICES WITHIN RESIDENTIAL AREAS AND ALONG PUBLIC STREETS IN BACOR CITY.

Authored by: Hon. Reynaldo D. Palabrica

Sponsored by: Hon. Bayani M. De Leon

Co-Sponsored by: Hon. Avelino B. Solis, Hon. Edwin G. Gawaran, Hon. Miguel N. Bautista, Hon. Reynaldo M. Fabian, Hon. Venus D. De Castro, Hon. Hernando C. Gutierrez, Hon. Gaudencio P. Nolasco, Hon. Leandro A. De Leon, Hon. Roberto R. Javier, and Hon. Victorio L. Guerrero, Jr.

WHEREAS, Section 16 of the Local Government Code of 1991, states that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and

1 | City Ordinance No. 2014-007 (Videoke/Karaoke Systems)
3 February 2014

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End of Term
HON. MA ELZA H. BAUTISTA
City Councilor - ABC Pres.
HON. VICTORIO L. GUERRERO, JR.
City Councilor - ABC Pres.
Attested by:
ATTY. KHAUD A. ATEGA, JR.
Sangguniang Panlungsod Secretary
Certified by:
HON. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer
Approved by:
HON. STRIKE B. REVILLA
City Mayor

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effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, some residents of the City of Bacoor are accustomed to using public streets or road sides for private activities or functions, often making use of videoke/karaoke systems, amplified audio devices sheltered in collapsible tents as a form of amusement or recreation;

WHEREAS, the making and creation of excessive, unnecessary or unusually loud sounds from videoke/karaoke systems, or other sound producing devices at unacceptable levels during unholy hours cause serious discomfort and has created numerous complaints and public condemnation;

WHEREAS, the making, creation, or maintenance of such unnecessary, unnatural or unusually loud sounds is detrimental to public health, comfort, convenience, safety, and welfare.

WHEREAS, it is the policy of the City Government of Bacoor to protect the welfare of its constituents from excessively loud sounds and inadequately controlled noise which are serious hazards to the public health and safety and is a source of annoyance to the local populace.

NOW, THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF BACOR, THAT :

Section 1. It shall be unlawful for any person to make, continue, or cause to be made, or continue, any excessive, unnecessary or unusually loud sound generated by videoke/karaoke systems or other sound producing devices within residential areas and along public streets or road sides which either annoys, disturbs, injures or endangers the comfort, health, peace or safety of others within the City of Bacoor.

Section 2. Scope. This Ordinance shall cover:

2.1 All persons regardless of age or gender who makes any excessive, unnecessary, or unusually loud sounds by means of a videoke/karaoke system or other amplified audio devices within residential areas in the City of Bacoor; and

2.2 Any business or commercial establishment located within the City of Bacoor that produces any excessive, unnecessary, or unusually loud sounds whether or not generated by video/karaoke systems.

Section 3. Definition of Terms. As used in this Ordinance, the following terms shall mean as follows:

3.1. Disturbing Noise - Noise which is perceived by a person of ordinary sensibilities as

2 City Ordinance No. 2014-007 (Videoke/Karaoke Systems)
3 February 2014



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City Councilor - ABC Pres.

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA
City Mayor



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HON. STRIKE B. REVILLA
City Mayor

interrupting the normal peace and calm of the area;

3.2. Noise

- any sound which annoys or disturbs humans or which causes or tend to cause an adverse psychological effect on humans;

3.3. Noise Disturbance

- any sound which (a) endangers or injures the safety or health of humans or (b) annoys or disturbs;

3.4. Person/Person(s)

- includes any being, natural or juridical, susceptible rights and obligations or being the subject of legal action;

3.5. Public Right of Way

- any street, avenue, alley, sidewalk or public space which has been dedicated for use by the general public and the dedication of which has been accepted by a government entity;

3.6. Sound Producing Device

- means any machine or equipment that amplifies the human voice, music, or that creates any other sound;

3.7. Unreasonably Loud

- Noise which is substantially incompatible with the time and location where it was created to the extent that it produces an actual or imminent interference with peace and good order;

3.8. Videoke/Karaoke System

- any audio-video equipment operated and built to produce images and/or lyrics of a song on a television allowing a person to sing along using any electronic device whether for free or for a fee.

Section 4. The following acts shall be declared to be unreasonably loud, disturbing and unnecessary noise in violation of this ordinance.

4.1 The operating, playing or permitting the operation or playing of any radio, cd player, television set, amplified musical instrument, drums, loudspeaker, videoke or karaoke system, or other sound producing device in such manner or with such volume so as to annoy the quiet or comfort of a reasonable person of normal sensitivities in any dwelling or residence or with louder volume than is necessary for



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convenient hearing for the persons who are in the place in which such device is being operated.

4.2 The operation of such equipment, machine or device in such manner as to be plainly audible at a distance of 50 feet from the place in which it is located shall be prima facie evidence of a violation of this ordinance.

Section 5. In determining whether a sound is unreasonably loud and disturbing, the following factors incident to such noise are to be considered:

- a. Time of the day, proximity to residential structures;
- b. Whether the noise is recurrent, intermittent, or constant;
- c. The volume and intensity;
- d. Whether the noise has been enhanced in volume or range by any type of electronic or mechanical means;
- e. The character and zonal classification of the area where the sound emanated; and
- f. Whether the noise is subject to being controlled without unreasonable effort or expense to the creator thereof.

Section 6. Operation and use of videoke/karaoke system and other sound producing devices in public streets or road sides shall be allowed only upon securing of a permit from the Barangay that has jurisdiction over the area and only until 12:00 midnight, Monday to Sunday.

Section 7. Application of Permit. – The following guidelines shall be observed in the issuance of a Permit:

7.1 Pursuant to Sec. 6 of this Ordinance, the operation or use of videoke/karaoke system and other amplified audio devices in public streets or road sides shall be allowed only upon securing of a permit from the Barangay that has jurisdiction over the area.

7.2. Applicants for a permit to operate or use videoke/karaoke system and other sound producing devices in public streets or road sides, shall complete and fill up an application form and file the same with the Barangay concerned at least five (5) working days prior to the date of the intended activity.

7.3. The application shall describe the nature of the intended activity, the type of audio device, the specific location at which such audio device is to be used or operated and such other pertinent information as is necessary for the Barangay to carry out its duties under this section.

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Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

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City Vice Mayor/Presiding Officer

Approved by:

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City Mayor

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Section 8. Issuance of Permit.

8.1. The Punong Barangay or his duly authorized representative shall issue a permit for the operation or use of videoke/karaoke system and other sound producing devices in public streets or road sides, only upon compliance with the provisions of the preceding section.

8.2. The permit signed by the Punong Barangay shall describe the nature of the intended activity, specific location and type of audio device to be used or operated there under, and the period of time for which such device may be operated. It shall specify such other terms and conditions as are essential to secure and protect the public safety.

Section 9. Restrictions. The Barangay shall not issue a permit for the operation or use of videoke/karaoke system and other amplified audio devices:

9.1. at any location within 200 meters of a school or place of worship during school hours or schedule of worship respectively, or within 200 meters of any hospital or other institution caring for the sick or infirm;

9.2. at any location where the Barangay, upon investigation, shall determine that the conditions of vehicular or pedestrian traffic or both are such that the use of a public street or road side will constitute serious hazards to the safety and comfort of pedestrians or vehicle operators; or

9.3. at any location where the Barangay, upon investigation, shall determine that the conditions of overcrowding or other physical conditions are such that the use of public street or road side will deprive the public of the reasonable right to safe and peaceful enjoyment of any public street or other public place.

Section 10. Enforcement and Abatement.

10.1. It is the duty of the Barangay and the Bacoor City Police to enforce the provisions of this ordinance.

10.2. Any person or person(s) who violates the provisions of this ordinance shall receive a verbal order to cease or abate the loud sounds generated from videoke/karaoke system or other amplified audio device immediately or within a reasonable time period, provided however, that if the violation is deemed to be excessive, the Barangay authorities need not issue a verbal reprimand to cease or abate the loud sound, but may in lieu thereof charge the offending person or person(s) with violation of this ordinance.



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Attested by:

ATTY. KHAND A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE S. EVARISTO
 City Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA
 City Mayor

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 City Councilor - ABC Pres.

Section 11. Penal Provision. Any person who violates this ordinance shall be meted a fine of One Thousand Pesos (P 1,000.00), or imprisonment of not more than six (6) months, or both such fine and imprisonment at the discretion of the proper court.

Section 12. Separability Clause. Let copies of this Ordinance be furnished the Bacoor PNP, all the 73 barangays of this City, and other concerned offices for their information, guidance and reference.

Section 13. Effectivity Clause. This Ordinance shall take effect immediately upon its posting in at least three (3) conspicuous places within the City of Bacoor.

ENACTED by the Sangguniang Panlungsod of the City of Bacoor this 3rd day of February 2014.

I hereby certify the truth and correctness of the foregoing Ordinance.

Certified By:

[Signature]
HON. CATHERINE S. EVARISTO
 City Vice Mayor/Presiding Officer

Attested By:

[Signature]
ATTY. KHALID A. ATEGA JR.
 Sangguniang Panlungsod Secretary

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ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Approved By:

[Signature]
HON. STRIKE B. REVILLA, PhD
 City Mayor

Certified by:

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 City Vice Mayor/Presiding Officer

Approved by:

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