



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. 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. AVELINO B. SOLIS ----- City Councilor
 HON. ROWENA BAUTISTA-MENDIOLA ----- City Councilor

CITY ORDINANCE NO. 2014-001
 Series of 2014

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 7-S-2011 ENTITLED: "AN ORDINANCE REGULATING THE PASSAGE AND/OR ENTRY OF ALL KINDS OF GARBAGE TRUCKS IN ALL THE STREETS AND THOROUGHFARES OF THE MUNICIPALITY OF BACOR, CAVITE, EXCEPT THOSE PROVIDING SERVICES TO THE MUNICIPALITY, AND PRESCRIBING PENALTIES FOR VIOLATIONS HEREOF."

Authored by **Hon. Reynaldo D. Palabrica**

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

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 erstwhile Sangguniang Bayan of Bacoor passed Municipal

District I:
 Absent
 HON. AVELINO B. SOLIS
 City Councilor
 HON. EDWIN G. GAWARAN
 City Councilor
 HON. MIGUEL N. BAUTISTA
 City Councilor
 Absent
 HON. ROWENA BAUTISTA-MENDIOLA
 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
 End of Term
 HON. MA ELIZA H. BAUTISTA
 City Councilor - ABC Pres.
 HON. VICTORIO L. GUERRERO, JR.
 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

Republic of the Philippines
CITY OF BACOR
 Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

Ordinance No. 7-S-2011 entitled: "AN ORDINANCE REGULATING THE PASSAGE AND/OR ENTRY OF ALL KINDS OF GARBAGE TRUCKS IN ALL THE STREETS AND THOROUGHFARES OF THE MUNICIPALITY OF BACOR, CAVITE, EXCEPT THOSE PROVIDING SERVICES TO THE MUNICIPALITY, AND PRESCRIBING PENALTIES FOR VIOLATIONS HEREOF."

WHEREAS, the said municipal ordinance became effective in 2011 but its all-encompassing nature prevents its implementation by the City Government.

WHEREAS, the Sangguniang Panlungsod reviewed the implementation of the said municipal ordinance and concluded that there is a need to amend the same.

NOW THEREFORE, be it ordained by the Sangguniang Panlungsod of the City of Bacoor, in regular session duly assembled, that:

Sec. 1. The following provisions of Municipal Ordinance No. 7-S-2011 are hereby amended and shall henceforth read as follows:

"SECTION 1: TITLE. This Ordinance shall be known as the "**Garbage Truck Entry Regulation Ordinance of the City of Bacoor.**"

SECTION 2: SCOPE. This Ordinance prohibits the passage and/or entry of all kinds of garbage trucks on any street, road, or thoroughfare within the territorial jurisdiction of the City of Bacoor, Cavite without first complying with the following provisions.

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 City of Bacoor, Cavite or for garbage collection within its territorial jurisdiction;



District I:
Absent

HON. AVELINO B. SOLIS
City Councilor

HON. EDWIN G. GAWARAN
City Councilor

HON. MIGUEL N. BAUTISTA
City Councilor

Absent

HON. ROWENA BAUTISTA- MENDIOLA
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

End of Term

HON. MA ELIZA H. BAUTISTA
City Councilor / SKF 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

Republic of the Philippines
CITY OF BACCOOR
 Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

4. Impounding area – shall be the area designated by the City within its territorial jurisdiction which is utilized for material recovery facilities.

SECTION 4. PROHIBITONS. A. It shall be unlawful for any garbage truck being used for the collection/disposal of the solid/residual waste including those collecting or hauling the solid/residual waste of the City of Bacoor to pass through, enter, or use any of the streets, roads and thoroughfares within the territorial jurisdiction of the City of Bacoor.

In order to allow the said garbage trucks to enter the territorial jurisdiction of the city, the driver, owner, operator, or officer-in-charge of the said trucks should first comply with all of the following requirements:

- a) Presentation to any apprehending officer of the City of Bacoor of a "Permit To Dump" issued by the manager or administrator of the dumpsite where the said garbage truck is headed;
- b) Obtain an official clearance from the barangay or barangays having jurisdiction over the roads to be traversed by the said garbage truck;
- c) Payment of a "Road Access Fee" by the owner or operator of the said garbage truck amounting to Five Thousand Pesos (PhP 5,000.00) to the Office of the City Treasurer of the City of Bacoor on or before the 30th day of January following the date of effectivity of this Ordinance;
- d) Obtain an official clearance from the City Environment and Natural Resources Office (CENRO) stating that: (1) the said garbage truck and its contents are in compliance with the pertinent provisions of RA 9003, and (2) the garbage being hauled by the truck is properly sealed containers;
- e) Secure a Mayor's Permit every year; and
- f) Passing through hours shall only be between 12:00 a.m. until 3:00 a.m. everyday.

B. It shall be unlawful for the driver, owner, operator, or officer-in-charge of trucks used or operated by any privately-owned garbage collection corporation, partnership, or sole proprietorship including junk shops, recycling plants, and any similar establishments to use, enter, or pass through any of the roads, streets, or thoroughfares of the city without first complying with all of the following requirements:

- a) Establishment of a CENRO-approved covered garbage segregation area located at least twenty (20) meters away from any waterway, body of water, or residential area;



Absent
 District I:

HON. AVELINO B. SOLIS
 City Councilor

HON. EDWIN C. GAWARAN
 City Councilor

HON. MIGUEL N. BAUTISTA
 City Councilor
 Absent

HON. ROWENA BAUTISTA- MENDIOLA
 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 of Term

HON. MA ELIZA H. BAUTISTA
 City Councilor - SKF Pres.

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

Attested by:

ATTY. KRALD 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

Republic of the Philippines
CITY OF BACOOR
 Province of Cavite



District I:
 Absent

HON. AVELINO B. SOLIS
 City Councilor

HON. EDWIN G. GAWARAN
 City Councilor

HON. MIGUEL M. BAUTISTA
 City Councilor

Absent

HON. ROWENA BAUTISTA- MENDIOLA
 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 F. NOLASCO
 City Councilor

HON. BAYANI M. DE LEON
 City Councilor

HON. LEANDRO A. DE LEON
 City Councilor

HON. ROBERTO R. JAVIER
 City Councilor

End of Term

HON. MA ELZA H. BAUTISTA
 City Councilor - SKF Pres.

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

Affested 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

- OFFICE OF THE SANGGUNIANG PANLUNGSOD**
- b) Establishment of a materials recovery facility (MRF) within the property owned by the said corporation, partnership, or sole proprietorship;
 - c) Secure quarterly clearance from the City Health Office and the City Engineering Office that the said facility is clean, well-maintained, and compliant with the provisions of this ordinance and of other pertinent ordinances or laws;
 - d) Secure annual clearance from the barangay having jurisdiction over the area where the facility is located; and
 - e) Secure business permit and Mayor's permit every year.

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 Three Thousand Pesos (P3,000.00);

2nd Offense – A fine of Four Thousand Pesos (P4,000.00);

3rd Offense - A fine of Five Thousand Five Hundred Pesos (P5,000.00);

Successive Offenses: Imprisonment of not less than one (1) month but not more than three (3) months 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 City 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 City, 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

Republic of the Philippines
CITY OF BACOR
Province of Cavite



OFFICE OF THE SANGGUNIANG PANLUNGSOD
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 City Treasurer.

Absent
District I:
HON. AVELINO B. SOLIS
City Councilor
HON. EDWIN G. GAWARAN
City Councilor
HON. MIGUEL M. BAUTISTA
City Councilor Absent
HON. ROWENA BAUTISTA- MENDIOLA
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 F. NOLASCO
City Councilor
HON. BAYANI M. DE LEON
City Councilor
HON. LEANDRO A. DE LEON
City Councilor
HON. ROBERTO R. JAVIER
City Councilor End of Term
HON. MA ELIZA H. BAUTISTA
City Councilor SKF Pres.
HON. VICTORIO L. GUERRERO, JR.
City Councilor - ABC Pres.
Attested by:
CITY. MALIBU 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

SECTION 6. AUTHORITY OF THE CITY 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 City 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 the City 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.

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

UNANIMOUSLY ENACTED on the 27th day of January 2014 during the 23rd regular session of the Sangguniang Panlungsod of the City of Bacoor, Cavite.

Republic of the Philippines
CITY OF BACOR
 Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

I hereby certify that the foregoing ordinance was duly approved in accordance with law and that the same is true and correct.


Certified by:


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

Attested by:


ATTY. KHALID A. ATEGA JR.
 Sangguniang Panlungsod Secretary


Approved by:


HON. STRIKE B. REVILLA, PhD
 City Mayor




District I:
 Absent



HON. AVELINO B. SOLIS
 City Councilor



HON. EDWIN G. GAWARAN
 City Councilor


HON. MIGUEL N. BAUTISTA
 City Councilor


Absent


HON. ROWENA BAUTISTA-MENDIOLA
 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

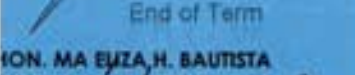

HON. GAUDENCIO P. NOLASCO
 City Councilor



HON. BAYANI M. DE LEON
 City Councilor


HON. LEANDRO A. DE LEON
 City Councilor


HON. ROBERTO R. JAVIER
 City Councilor

End of Term



HON. MA ELIZA H. BAUTISTA
 City Councilor - SKF Pres.


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

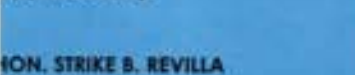
Attested by:


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