



Republic of the Philippines

CITY OF BACOOR

Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

PRESENT:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor/
Presiding Officer

DISTRICT I:

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

City Councilor
City Councilor
City Councilor
City Councilor
City Councilor

DISTRICT II:

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

City Councilor
City Councilor
City Councilor
City Councilor
City Councilor
City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor
(ABC-Pres.)

ABSENT:

HON. ROWENA BAUTISTA-MENDIOLA

City Councilor

CITY ORDINANCE NO. 2014-004
Series of 2014

AN ORDINANCE REGULATING THE OPERATION AND ESTABLISHMENT OF JUNKSHOPS WITHIN THE CITY OF BACOOR AND PROVIDING 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, Hon. Gaudencio P. Nolasco, and Hon. Reynaldo D. Palabrica.**

WHEREAS, the proliferation of junkshops along the main and secondary roads of the City of Bacoor contribute to the clogging of

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vehicular traffic and diminishes the aesthetic value of its communities.

WHEREAS, the pushcarts being used by operators of junkshops, the pile of recyclable materials within and on the roof of its premises, as well as the delivery trucks transporting recyclable materials usually parked in front of the said establishments pose serious safety risks to the general public.

WHEREAS, most of the pushcarts being used by junkshop operators are filthy and pose serious public health risks.

WHEREAS, regulating the establishment and operation of junkshops within the city and incorporate the same in the Solid Waste Management Program of the City of Bacoor is consistent with the legal mandate city government to promote the general welfare and protect the environment.

NOW THEREFORE, upon motion of Councilor Reynaldo D. Palabrica, unaimously approved by all the councilors present, **BE IT ORDAINED AS IT IS HEREBY ORDAINED** by the Sangguniang Panlungsod in regular session assembled that:

Section 1. Title.—This Ordinance shall also be known as the **"2014 Junkshop Regulation Ordinance of the City of Bacoor"**.

Section 2. Purpose and Coverage.—This ordinance regulates the operation and establishment of all junkshops located and/or operating within the City of Bacoor.

Section 3. Definition of Terms.-- The following terms, as used in this Ordinance, shall mean:

- a. *Centralized Ecological Zone (CRMZ)*— the only area within the City of Bacoor located within Greenvally Subdivision in Barangay San Nicolas, City of Bacoor, Cavite where junkshops covered by this Ordinance shall be allowed to operate
- b. *Junk* -- any waste or discarded recyclable material regardless of origin, size, weight, nature, or composition which may include plastic, styrofoam, iron, steel, aluminum, copper, brass, paper, glass, machine or automobile parts or any other material commonly



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ION. MA ELIZA H. BAUTISTA
City Councilor - JK Pres.

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

Attested by:
ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:
ION. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer

Approved by:
ION. STRIKE B. REVILLA
City Mayor



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regarded as trash or garbage in the ordinary sense of the word.

- c. *Junk Dealer* -- a natural or juridical entity (such as a corporation, partnership, sole proprietorship, or cooperative) engaged in either the business of selling or buying recyclable materials, the collection of recyclable materials from public or private properties, the operation of pushcarts used for the collection or transportation of recyclable materials, or bulk buyers of recyclable materials from junk shops.
- d. *Junk Shop* – an establishment or place of business which is maintained, operated, or used for storing, keeping, buying, or selling old or scrap copper, brass, rope, rags, batteries, paper trash, rubber debris, waste or junked, dismantled or wrecked automobiles, or parts thereof, iron, steel, and other old or scrap ferrous or nonferrous material or for the maintenance or operation of an automobile graveyard.
- e. *Operator* -- natural or juridical entities (such as a corporation, partnership, sole proprietorship, or cooperative) that manage or supervise the operation of a junk shop including its contents and premises.
- f. *Recyclable Materials* -- any waste material retrieved from the waste stream and free from contamination that can still be converted into suitable beneficial use or for other purposes, including, but not limited to, newspaper, ferrous scrap metal, non-ferrous scrap metal, used oil, corrugated cardboard, aluminum, glass, office paper, tin cans and other materials as may be determined by the National Solid Waste Management Commission.

Section 4. Regulatory Requirements. -- All junkshops, junk dealers, and junkshop operators covered by this Ordinance shall comply with the following requirements:

4.1. Junkshop operators are hereby required to secure a *Permit to Operate* from the City Environment and Natural Resources Office (CENRO) before establishing or operating a junkshop. For new junkshops, the said permit shall be a requirement prior to the establishment of the said junkshop. For junkshops already existing prior to the date of effectivity of this Ordinance, the said permit shall be obtained on or before the 20th day of January of every year following the date of effectivity hereof.

4.2. The *Permit to Operate* shall indicate the name of the junkshop operator, his address and that of his junkshop, contact

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 CITY KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary
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 ON. STRIKE B. REVILLA
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number, email address, the initial capitalization of the junkshop, the number of service vehicles being operated by the junkshop, and the kind of junk materials that will be, or is being traded, by the said junkshop. The permit shall be conspicuously displayed within the junkshop.

4.3. After securing a *Permit to Operate*, the junkshop operator shall also be required to secure a *Business Permit*, a *Fire Inspection Certificate*, a *Sanitary Permit*, a *Health Certificate* for all of his workers, and a *Local Clearance* from the city government offices responsible for the issuance of the same. All the said permits, certificate, and clearances shall be renewable every year and shall be made available during inspection.

4.4. A signboard with a size not less than 3 feet by 3 feet and not exceeding 4 feet by 4 feet, shall be prominently displayed on the perimeter wall of the junkshop. The said signboard shall legibly indicate the following: the name of the junkshop, the name of its owner, its contact number, its business permit registration number, and the name of the junkshop organization it may be affiliated with, if any.

4.5. Junkshops shall have its own parking space located within its premises or in an adjoining rented property sufficient for the use of delivery/pick-up trucks, clients' vehicles, pushcarts, and pedicabs. Such parking spaces should not be located along road sides, sidewalks, or open/abandoned lots but rather within the premises of the junkshop. In no instance shall the said parking spaces be used for the storage, piling, cleaning, or sorting of recyclable materials and may only be used for the unloading or loading of such materials.

4.6. A junkshop, in order to be allowed to operate, must have a minimum floor area of fifty (50) square meters that must be enclosed on all sides, roofed, and properly ventilated.

4.7. City and barangay officials shall be primarily responsible for the implementation of this Ordinance. No permit, certificate, or clearance shall be issued in favor of any junk shop operator who violated or who is violating any of the provisions hereof.

4.8. The junkshop operator must observe safety at all times and shall maintain an orderly system of piling recyclable materials within its premises. At no instance shall junkshop operators be allowed to pile recyclable materials in such a way that it becomes visible from the road or that it exceeds the height of the perimeter fence of the junkshop. The roof of the junkshop shall not be used to store any recyclable material. No recyclable material or junk may be placed on the roof of any junkshop in order to prevent the said roof from being carried off by the wind. The height of the perimeter fence and entrance gate of a junkshop shall not be less than 2

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

Attested by:
CITY 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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meters but not more than 3 meters measured from the level of the ground.

4.9. The junkshop operator must maintain separate areas for sorting, weighing, and storage of recyclable materials within its premises.

4.10. The pick-up or delivery of junk materials from junkshops shall only be permitted between 10:00 am and 3:00 pm everyday including weekends and holidays so as not to obstruct the flow of vehicular traffic.

4.11. The pedicabs or pushcarts being operated by junkshop operators shall be registered with the barangay where the junkshop is located. The operators of the said pedicabs and pushcarts shall be issued laminated identification cards by the barangay. The barangay shall paint a body number on the pedicabs and pushcarts as well as the name of the junkshop that operates it, and the barangay where it is registered. Freelance pushcart boys shall also be registered with the barangay before they are allowed to operate. The CENRO shall devise a color coding system for the pedicabs and pushcarts mentioned above for easier identification

4.12. Junkshops shall only be allowed to operate between 6:00 am to 6:00 pm everyday including weekends and holidays.


4.13. Junkshops without a septic tank or waste water treatment system shall not be allowed to operate.

4.14. Junkshop operators are required to maintain a record of the type and volume of incoming and outgoing recyclable materials to be made available anytime for inspection by the CENRO or by any other duly authorized employee of the City of Bacoor.

4.15. Beginning on 31 December 2015, all junkshops covered by this Ordinance shall only be allowed to operate within the Centralized Ecological Zone (CEZ) to be located within Greenvalley Subdivision, Barangay San Nicolas, Bacoor City, Cavite the exact location of which shall be identified with particularity in the Implementing Rules and Guidelines of this Ordinance.

Section 5. Prohibited Acts and Penalties. -- The commission of the following prohibited acts shall result in the imposition of the following penalties:

Prohibited Act	Penalties
5.1. Operating a junkshop without the necessary permits, clearances or certificates.	
5.2. Use of unregistered	



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City Councilor - AKF Pres.

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

Witnessed by:

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

Certified by:

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

Approved by:

ION. STRIKE B. REVILLA
City Mayor

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 Affected by:
 HON. 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

pedicabs/pushcarts in the collection or delivery of recyclable materials	First Offense: Fine of Three Thousand Pesos (P3,000.00) plus a one-day seminar on environmental protection to be conducted by the CENRO Second Offense: Fine of Four Thousand Pesos (P4,000.00) plus two-day seminar on environmental protection to be conducted by the CENRO Third Offense: Fine of Five Thousand Pesos (P5,000.00) and cancellation of all permits, certificates, and clearances issued by the city government in favor of the junkshop operator.
5.3. Using of sidewalks, roadsides, open or abandoned lots as weighing, storage, sorting, parking, or dumping area	
5.4. Using the roof of the junkshop as a storage area or piling recyclable materials in excess of the height of the perimeter fence of the junkshop	
5.5. Dumping of any litter, trash or material from the junkshop in any open space, creek, river, or body of water	
5.6. Washing of recyclable materials without the required waste water treatment system	
5.7. The burning of junk or any material by any employee of the junkshop within or outside the junkshop	
5.8. Conduct of any activity that produces noise or air pollution including the emission of noxious odors	
5.9. Accepting or treating any toxic or hazardous waste	
5.10. Obstruction of vehicular and pedestrian traffic through the parking of any vehicle, pushcart, or pedicab along sidewalks and road sides	
5.11. Failure to display permits, clearances, certificates, and signboards as mandated in this Ordinance	
5.12. Violation of the Anti-Fencing Law	
5.13. Operating a junkshop or selling recyclable materials outside of the Centralized Ecological Zone (CEZ)	
5.14. Any act analogous or similar to the foregoing	

Section 6. Separability Clause. – If, for any reason or reasons, any part of the provisions of this Ordinance shall be held unconstitutional or invalid, other parts hereof which are not affected thereby shall continue to be in full force and effect.

Section 7. Repealing Clause. – All Ordinances, resolutions, Circulars, Memorandums or Rules and regulations inconsistent with the provision of this Code are hereby repealed and modified accordingly.



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Section 8. Implementing Rules. – The City Mayor is hereby empowered to direct the formulation of the implementing rules and guidelines of this Ordinance. Provided that the said rules and guidelines should not be contrary to the provisions hereof.

Section 9. Effectivity Clause. – This Ordinance shall take effect immediately upon its posting in at least three (3) conspicuous places within the City of Bacoor.

ADOPTED this 3rd day of February 2014 at the City of Bacoor, Cavite in regular session assembled.

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

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

Subject to Veto of Section 5.12 as conveyed in my letter to the City Council dated 26 February 2014. 

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City Councilor - ABC Pres.
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