



OFFICE OF THE SANGGUNIANG PANLUNGSOD

DISTRICT I

HON. CATHERINE SARINO-EVARISTO
City Councilor

HON. MICHAEL E. SOLIS
City Councilor

HON. ADRIELITO G. GAWARAN
City Councilor

HON. VICTORIO L. GUERRERO, JR.
City Councilor

HON. ALEJANDRO F. GUTIERREZ
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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON R. BAUTISTA
Liga nga mga Barangay President

HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIFE B. REVILLA
City Mayor

CITY ORDINANCE NO. 213-2022
Series of 2022

AN ORDINANCE AMENDING SECTION 139 OF THE REVISED TRAFFIC CODE OF THE CITY OF BACOOR AND PENALIZING THE TAMPERING, DESTRUCTION, OR UNAUTHORIZED REMOVAL OF TIRE CLAMPS.

Authored by:

Hon. Robert Advincula

(Chairperson, Committee on Public Transportation and Traffic Management)

Sponsored by:

Hon. Catherine Sarino-Evaristo, Hon. Michael E. Solis, Hon. Adrielito G. Gawaran, Hon. Victorio L. Guerrero, Hon. Alejandro F. Gutierrez, Hon. Levy M. Tela, Hon. Reynaldo D. Palabrica, Hon. Reynaldo M. Fabian, Hon. Rogelio M. Nolasco, Hon. Simplicio G. Dominguez, Hon. Ramon N. Bautista, Hon. Mac Raven Espiritu, Hon. Alde Joselito F. Pagulayan

WHEREAS, on 24 June 2019, the Sangguniang Panlungsod passed City Ordinance No. 11-2019 which amended City Ordinance No. 2013-2 (the "Revised Traffic Code") and authorized the clamping, towing, and impounding of illegally parked vehicles.

WHEREAS, City Ordinance No. 11-2019 was approved by the Sangguniang Panlalawigan on 15 June 2020 and became effective on 06 July 2020 after the said ordinance was published in a newspaper of general circulation in the Province of Cavite.

WHEREAS, on 27 October 2020, the Department of Interior and Local Government issued Memorandum Circular No. 2020-145 directing local chief executives to continue road clearing operations pursuant to Section 17 (b) of Republic Act No. 7160 (the "Local Government Code of 1991") and Section 4 of Republic Act No. 11494 (the "Bayanihan to Recover as One Act").

WHEREAS, the unexpected increase in fuel prices due to the Russian invasion of Ukraine has hampered the towing operations of the Bacoor Traffic Management Department of illegally parked motor vehicles as the towing fees mentioned in the City Ordinance No. 11-2019 are no longer enough to pay for the cost of operating the tow trucks being used by the BTMD.



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 City Vice-Mayor

Approved by:
 HON. STRIKE B. REVILLA
 City Mayor

WHEREAS, not all illegally parked vehicles in public places within the City can be towed right away due to the limited number of tow trucks being used in the said clearing operations and the limited space in the area where towed motor vehicles are impounded.

WHEREAS, there is a need to mandate the clamping of illegally parked vehicles on secondary roads in order to minimize the cost of the road clearing operations of the BTMD.

NOW THEREFORE, BE IT ORDAINED by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite THAT:

Section 1. Purposes. This Ordinance is intended to give the Bacoor Traffic Management Department (BTMD) enough revenues to effectively carry out the arduous task of clamping, towing, and impounding of illegally parked motor vehicles on various public places within the City of Bacoor, Cavite and penalize the tampering, destruction, damaging, or unauthorized removal of tire clamps by amending various provisions of the Revised Traffic Code of the City of Bacoor (the "Revised Traffic Code").

Section 2. Amendment and/or Repeal of Other Traffic Ordinances. - The various provisions of City Ordinance No. 2013-2 as amended City Ordinance No. 2013-047, and all other existing Ordinances, Resolutions, Implementing Rules and Regulations (IRR), and Executive Orders that either duplicate, contravene, or that are in conflict with the provisions of this Ordinance are hereby amended, repealed, or modified accordingly.

Section 3. Amendment of Section 139 of the Revised Traffic Code. Section 139 of the Revised Traffic Code of the City of Bacoor is hereby amended and shall henceforth read as follows:

"Section 139. Towing and Clamping Fees. - The following towing and clamping fees shall be paid by the registered owner of any motor vehicle towed pursuant to the provisions of the Revised Traffic Code:

| Type of Motor Vehicle | Minimum Towing Fee (in pesos) |
|--------------------------------------------------------------------|-------------------------------|
| pedicabs | 1,000.00 |
| motorcycle, e-motorcycle, motorized scooter | 1,000.00 |
| Tricycle, e-tricycle | 2,000.00 |
| light vehicle (sedan or compact cars) | 4,000.00 |
| SUV, van, owner-type jeep, multicab, and similar types of vehicles | 4,500.00 |



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 City Mayor

| | |
|-------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| jeepney | 4,500.00 |
| 4-wheeler closed van (10 feet long) | 5,500.00 |
| 4-wheeler closed van (more than 10 feet long) | 6,500.00 |
| 6-wheeler closed van (ELF) | 6,500.00 |
| 8-wheeler or 10-wheeler truck or dump truck | 9,000.00 |
| tractor head | 9,000.00 |
| Triple axle, 12 wheeler, 18 wheeler, 22 wheeler truck | 10,500.00 |
| Tractor head with trailer | 12,000.00 |
| Heavy equipment such as bulldozers, pavers, and the like | Actual cost incurred by the BTMD in renting a crane and flatbed truck plus other incidental fees for toll fees and the like |
| Additional fees for towing services in excess of 4 kilometers from point of origin to nearest available impounding area | 200.00 |
| Type of Vehicle for Clamping | Minimum Clamping Fees |
| All types of motor vehicles | P500.00 per day |

The failure or refusal of the registered owner to pay the corresponding towing fees in full shall result in the impounding of the subject motor vehicle. Aside from the towing fees, the registered owner or driver of the subject vehicle shall also be required to pay the fine corresponding to the offense that was committed. **PROVIDED that:** accredited tow truck companies shall render their towing services for free in times of conflagration, earthquakes, flooding, and after the occurrence of other calamities within the City of Bacoor. A tow truck company that violates this provision shall pay a fine of P6,000.00 and return any amount it charged from the owner of the vehicle that was towed. Otherwise, it shall lose its authority to operate within the City of Bacoor for one (1) year.

Section 139-A. Clamping of Illegally Parked Vehicles on Secondary Roads and Other Public Places. Illegally parked motor vehicles on secondary roads and other public places within the City of Bacoor that either impede the flow of vehicular or pedestrian traffic or both shall be clamped by BTMD personnel or barangay officials duly deputized to do so if no tow truck is available to tow them or if towing the said vehicles would obstruct the flow of motor vehicles. Unless the registered owner of the clamped motor vehicles pay the clamping fees provided in Section 139, the said clamps shall remain in place until it is removed or until the BTMD tows the vehicle for impounding. In case the vehicle is towed and impounded, the registered owner of the clamped



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Sangguniang Panlungsod Secretary

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City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

vehicle shall pay the corresponding clamping, towing, and impounding fees before the said vehicle can be released.

Section 139-B. Penalty for Tampering, Damaging, Destruction, Vandalizing, or Unauthorized Removal of Tire Clamps. Any person who tampers with the lock of the tire clamp attached by the BTMD to an illegally parked motor vehicle or who damages, destroys, vandalizes or removes the said clamp without the authority of the BTMD shall be required to pay a fine of P2,500.00. If the offender is a minor or a mentally impaired person, the appropriate legal action shall be filed against the parent/s or guardian/s of the said offender.

Section 4. Separability. In case certain provisions of this Ordinance are declared void by a court of law, the provisions hereof not affected by the said judicial declaration shall continue to have legal force and effect.

Section 5. Implementing Rules. The City Mayor shall form a task force that will formulate the rules to be used for the implementation of this Ordinance.

Section 6. Authority to Use the Bacoor Traffic Management Trust Fund to Buy Tire Clamps. To expedite the implementation of this Ordinance, the BTMD is hereby authorized to make use of the Bacoor Traffic Management Trust Fund for the purchase of twenty (20) pieces of tire clamps subject to prevailing government procurement regulations.

Section 7. Effectivity. This Ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation within the City of Bacoor, Cavite.

APPROVED by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite this 15th day of August 2022.

I hereby certify that the foregoing Ordinance was duly approved by the Sangguniang Panlungsod in accordance with law.

Certified by:


HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor/Presiding Officer

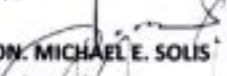


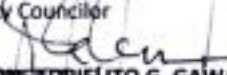
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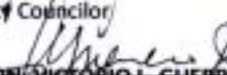
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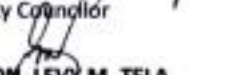

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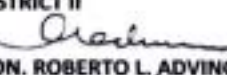

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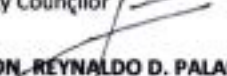

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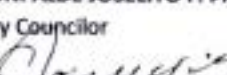

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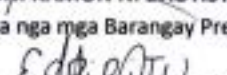

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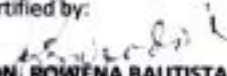

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Approved by:

HON. STRIKE B. REVILLA
City Mayor

Attested by:


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

Approved by:


HON. STRIKE B. REVILLA
City Mayor

DECEMBER 14, 2022
(Date of Approval)