



Office of the Sangguniang Panlungsod

CITY ORDINANCE NO. 280-2023
Series of 2023

AN ORDINANCE CREATING A NIGHT MARKET AT EVANGELISTA ST., BARANGAYS TALABA 4 AND TALABA 5, BACOOR CITY, CAVITE, INSTITUTIONALIZING GUIDELINES FOR ITS OPERATION, AND IMPOSING PENALTIES FOR VIOLATIONS HEREOF.

Proposed by:

Hon. Strike B. Revilla and by Ms. Carmelita Fabian-Gawaran

Sponsored by:

Hon. Reynaldo M. Fabian

Co-Sponsored by:

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

WHEREAS, the local government of the City of Bacoor, Cavite legally mandated to improve the lives of its constituents and promote the general welfare.

WHEREAS, the city government is mandated under Article 9, Section 160-164 of the Revised Revenue Code (City Ordinance No. 217-2022) to designate public spaces where hawkers may legally conduct business.

WHEREAS, Hon. Strike B. Revilla, the City Mayor, and Ms. Carmelita Fabian-Gawaran, the City Livelihood and Development Officer of Bacoor, proposed the creation of a Night Market along Evangelista St. within the territorial jurisdictions of Barangays Talaba 4 and Talaba 5, Bacoor City, Cavite as a means of giving more livelihood opportunities for micro, small, and medium enterprises (MSMEs).

WHEREAS, the creation of the said Night Market shall give the City Government an additional source of revenue pursuant to Section 129 of Republic Act No. 7160 (the "Local Government Code of 1991") which provides that "each local government unit shall exercise its power to create its own sources of revenue and to levy taxes, fees, and charges subject to the provisions herein, consistent with the basic policy of local autonomy."

DISTRICT I

HON. CATHERINE SARINO-EVARISTO
Acting City Vice Mayor

HON. MICHAEL E. SOLIS
City Councilor

HON. ADRIELITO G. GAWARAN
City Councilor

HON. VICTORIO L. GUERRERO, JR.
City Councilor

HON. ALEJANDRO F. GUTIERREZ
City Councilor

HON. LEVY M. TELA
City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCULA
City Councilor

HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN
City Councilor

HON. ROGELIO M. NOLASCO
City Councilor

HON. ALDE JOSELITO F. PAGULAYAN
City Councilor

HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON N. BAUTISTA
Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU
SK Federation President

Attested by:

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

Certified by:

HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA
Acting City Mayor



Office of the Sangguniang Panlungsod

NOW THEREFORE, be it **ORDAINED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite that:

Section 1. Title. This Ordinance shall be known as the "**Strike Sa Negosyo Night Market Ordinance of Bacoor**".

Section 2. Objectives. This Ordinance aims to achieve the following:

- Give new livelihood opportunities for MSMEs operating within the City of Bacoor;
- Create new sources of revenue for the city government; and
- Further improve the local economy.

Section 3. Establishment of the Strike Sa Negosyo Night Market. A night market to be established on the entire length of Strike Sa Negosyo St. extending from the corner of Zapote Road up to Aguinaldo Highway within the territorial jurisdictions of Barangays Talaba 4 and Talaba 5 within the City of Bacoor, Cavite to be known and referred to hereafter as the "Strike Sa Negosyo Night Market" is hereby created.

Section 4. Appointment of Night Market Supervisor. The Strike sa Negosyo Night Market shall be managed by a Market Supervisor who shall be appointed by the City Mayor. The Market Supervisor shall primarily implement this Ordinance.

Section 5. Night Market Permit/Requirements and Fee. To obtain a stall in the Strike Sa Negosyo Night Market, one must be a registered voter of the City of Bacoor, Cavite and must secure a Night Market Permit from the Business Permits and Licensing Office (BPLO) of the City of Bacoor. The permit shall be issued to the applicant who complies with, and submits, all of the following requirements:

- Filling up of the Application Form given by the BPLO and submission of the said to the said office;
- Submission of a Barangay Certificate issued by the Punong Barangay of the community in the City of Bacoor where the applicant resides as well as a valid Community Tax Certificate issued by the City Treasurer's Office of the City of Bacoor; and
- Submission of a Mayor's Permit.

Section 6. Operating Hours/Days. The Strike sa Negosyo Night Market shall operate everyday — including holidays — from 6:00 p.m. until 3:00 a.m. **Provided that:** the City Mayor can order the closure of the night market or of any stall/s operating

DISTRICT I

HON. CATHARINE SARINO-EVARISTO
Acting City Vice Mayor

HON. MICHAEL E. SOLIS
City Councilor

HON. ADRIELITO G. GAWARAN
City Councilor

HON. VICTORIO L. GUMBERO, JR.
City Councilor

HON. ALEJANDRO F. GUTIERREZ
City Councilor

HON. LEVY M. TELA
City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCLA
City Councilor

HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN
City Councilor

HON. ROGELIO M. NOLASCO
City Councilor

HON. ALDE JOSELITO F. PAGULAYAN
City Councilor

HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON N. BAUTISTA
Liga ng mga Barangay President

HON. MACRAVEN ESPERITU
SK Federation President

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

Certified by:
HON. REYNALDO D. PALABRICA
City Councilor/President Pro-Tempore

Approved by:
HON. ROWENA BAUTISTA-MENDIOLA
Acting City Mayor



Office of the Sangguniang Panlungsod

threat to preserve public health and safety or in compliance with the provisions of this Ordinance.

Section 7. Establishment of Emergency Medical Services.

The Bacoor Disaster Risk Reduction and Management Office shall provide standby emergency medical services (SEMs) in strategic areas around the market to monitor incidents in which medical assistance is needed. These areas will include, but shall not be limited to the Zapote entrance and the Talaba area near the Night Market. The SEMs must include, at minimum, two rescue ambulances and a triage area in each designated area.

The Bacoor Disaster Risk Reduction and Management Office may establish SEMs in additional areas as the need may arise.

Section 8. Prohibition on Disruptive or Noisy Events.

Concerts, shows, games, or any other events that may cause disruption, disturbance, or excessive noise in the Night Market are strictly prohibited, except when authorized by the local government of Bacoor.

Section 9. Exception for Local Government-Hosted Events. The prohibition in Section 8 shall not apply to events hosted, organized, or sponsored by the local government of Bacoor, provided that: the local government shall coordinate with the Market Supervisor and the Technical Working Group (TWG) as created under Section 18 of this Ordinance in planning and organizing such events, ensuring that they do not unduly disrupt the normal operations of the Night Market.

Section 10. Common Usage Fee. A common usage fee of P1,000.00 per month shall be paid by stallholders at the Strike sa Negosyo Night Market. The said amount shall be paid directly to the City Treasurer's Office. Failure of a stallholder to pay the said amount shall result in the termination by the City Mayor of his/her privilege to do business at the night market. The common usage fee may be increased or decreased by not more than P500.00 per month by the City Mayor depending on the economic situation of stallholders and the profitability of each stall. The granted period of each stall shall be for one year, subject to renewal by the City Mayor. The non-renewal of the said grant shall result in the automatic revocation of the privilege to do business at the Strike sa Negosyo Night Market.

Section 11. Non-Transferrable Privilege. The privilege to do business at the Night Market cannot be transferred by a stallholder to another person without the prior written consent of the City Mayor. The City Mayor is hereby empowered to revoke the said privilege in case any stallholder sells, leases out,

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

HON. MICHAEL E. SOLIS

City Councilor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCUA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN

City Councilor

HON. ROGELIO M. NOLASCO

City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU

SK Federation President

Attested by:

ATTY. KRISTID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA

Acting City Mayor



Office of the Sangguniang Panlungsod

donates, or transfers control of a stall or a part thereof to another person without the said written consent.

Section 12. Award Notice. The notice of the award of the grant shall be released by the head of the City Livelihood and Development Office pursuant to the implementing rules and regulations of this ordinance.

Section 13. Grounds for Revocation of the Grant. The Grant may be terminated by the City Mayor on the following grounds:

13.1. Submission by the applicant of fake documents in support of his/her application for a stall at the night market;

13.2. Transfer of residence of a stallholder outside of the City of Bacoor or the termination of his/her right to vote in the City of Bacoor for whatever reason;

13.3. Non-payment of the common usage fee and various permit fees imposed by the city government;

13.4. Non-compliance by the stallholder with various city ordinances of the City of Bacoor including the various provisions of this Ordinance;

13.5. The stallholder, or his/her employee, agent, or representative engages in any criminal, violent, or immoral activity or any other act that disrupts peace and order while at the night market; and

13.6. Any other act that is similar or analogous to any of the foregoing.

Section 14. Number and Design of Stalls. The City Engineering Office shall develop a stall design that is sturdy, easy to assemble and disassemble, easy to carry and transport, can be easily built at a moderate budget, and is aesthetically pleasing. The City Engineering Office shall determine the number of stalls that can be erected at the night market as well as the location of each stall pursuant to prevailing public safety regulations of the city government.

Section 15. Types of Merchandise/Products to be Sold. The City Livelihood and Development Office shall determine the types of merchandise and products that each stall shall sell in order to promote variety and ensure that each vendor shall be able to earn a profit. The City Livelihood and Development Office shall also promote, as far as practicable, the sale of food items and other merchandise that were produced in the City of Bacoor at the night market. Failure or refusal to comply with the determination of the City Livelihood and Development

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

HON. MICHAEL E. SOLIS

City Councilor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCUA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

HON. REYNALDO M. PABIAN

City Councilor

HON. ROGELIO M. NOLASCO

City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU

SK Federation President

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA

City Councilor/President Pro-Tempore

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA

Acting City Mayor



Office of the Sangguniang Panlungsod

Office shall subject the stallholder to the penalties provided in Section 19 of this Ordinance.

Section 16. Maintenance of Cleanliness and Sanitation.

The stallholders at the Night Market shall maintain cleanliness and sanitation within their stalls and in the immediate vicinity around his/her stall. Trash receptacles for biodegradable and non-biodegradable trash shall be kept at each stall within easy reach of customers. The City Health Office shall randomly inspect the night market and enforce all prevailing city ordinances and laws related to the maintenance of public health and sanitation.

Section 17. Rerouting of Vehicular Traffic; Public Parking.

The City Mayor is hereby authorized to order the Bacoor Traffic Management Department (BTMD) to reroute traffic around the night market whenever necessary for the promotion of peace and order. Motor vehicles parked outside of designated parking areas may be towed or immobilized by the BTMD through the installation of tire locks. Stalls constructed outside of designated areas within the night market may be demolished by the BTMD. Furthermore, the City Mayor is hereby authorized to sign and execute agreements that may be necessary for the efficient management of traffic at and near the Night Market.

Section 18. Technical Working Group (TWG).

A technical working group (TWG) that will advise the City Mayor on the launch, operation, and maintenance of the Strike Sa Negosyo Night Market comprised of the following persons is hereby created:

The City Administrator —TWG Chairperson

Members:

- a) The City Engineer;
- b) The City Environment and Natural Resources Officer (CENRO);
- c) The BPLO Head;
- d) The BTMD Head;
- e) The Head of the Bacoor Public Safety Unit (BPSU);
- f) The Head of the City Inspection and Compliance Unit;
- g) The City Livelihood and Development Officer;
- h) The City Legal Officer;
- i) The Chief of Police;
- j) The Punong Barangay of the barangays where the night market is located;
- k) The City Health Officer; and

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

HON. MICHAEL E. SOLIS

City Councilor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCLA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro Tempore

HON. REYNALDO M. FABIAN

City Councilor

HON. ROGELIO M. NOLASCO

City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPERITU

SK Federation President

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA

City Councilor/President Pro Tempore

Approved by:

HON. RQWENA BAUTISTA-MENDIOLA

Acting City Mayor



Office of the Sangguniang Panlungsod

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

HON. MICHAEL E. SOLIS

City Councilor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCUA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN

City Councilor

HON. ROGELIO M. NOLASCO

City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPERITU

SK Federation President

Attested by:

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

Certified by:

HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA
Acting City Mayor

- l) Any other person or official/employee of the city government whose advise is deemed necessary by the City Mayor.

Section 19. Penalties. Any person or entity found to be in violation of any of the provisions of this Ordinance shall be subject to a fine of Php 5,000 and imprisonment of up to thirty (30) days.

The City Mayor is hereby authorized to suspend the imposition of the penalties on humanitarian grounds, such as, but not limited to national emergencies, natural disasters, extreme financial situations, medical emergencies, technical difficulties, force majeure, unforeseen circumstances, and other such extenuating circumstances.

Section 20. Implementing Rules and Regulations. The City Administrator is mandated to formulate the implementing rules and regulations of this Ordinance in consultation with the members of the Technical Working Group.

The City Administrator shall submit the draft implementing rules and regulations of this Ordinance to the City Mayor for his approval not later than sixty (60) days after the effectivity date of this Ordinance.

SECTION 21. Repealing Clause. All Ordinances, orders, and rules inconsistent with the provisions of this Ordinance are hereby modified or repealed accordingly.

SECTION 22. Separability Clause. Any provision of this Ordinance not declared void or unconstitutional by the proper court of law shall remain valid.

SECTION 23. Effectivity Clause. This Ordinance shall take effect immediately after it has been published once in a newspaper of general circulation in the City of Bacoor, Cavite.

ENACTED this 24th day of April 2023 by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

I hereby certify that the foregoing Ordinance was approved in accordance with law by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

Certified by:

HON. REYNALDO D. PALABRICA
City Councilor / Acting Presiding Officer



Republic of the Philippines
Province of Cavite
CITY OF BACCOOR

Office of the Sangguniang Panlungsod

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

HON. MICHAEL E. SOLIS

City Councilor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUTIERRO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCULA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

HON. REYNALDO M. FABIAN

City Councilor

HON. ROGELIO M. NOLASCO

City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU

SK Federation President

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA

Acting City Mayor

Attested by:

ATTY. KHALID A. ATEGA JR.

Sangguniang Panlungsod Secretary

Approved by:

HON. ROWENA BAUTISTA-MENDIOLA

Acting City Mayor

Date of Approval: 04 MAY 2023