



Republic of the Philippines
Province of Cavite
CITY OF BACOR

Office of the Sangguniang Panlungsod



[Signature]
HON. CATHERINE SARINO-EVARISTO
City Councilor

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HON. MICHAEL E. SOLIS
City Councilor

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HON. ADRIELITO G. GAWARAN
City Councilor

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[Signature]
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[Signature]
HON. RANDY C. FRANCISCO
Liga ng mga Barangay Vice-President

[Signature]
HON. PALM ANGEL S. BUNCIO
SK Federation President

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

[Signature]
Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

[Signature]
Approved by:
HON. STRIKE B. REVILLA
City Mayor

CITY ORDINANCE NO. 399-2024
Series of 2024

AN ORDINANCE MANDATING THE UPGRADING AND/OR REHABILITATION OF ALL EVACUATION CENTERS IN THE CITY OF BACOR, CAVITE SO THAT THEY WILL MEET THE BASIC HEALTH AND SAFETY NEEDS OF INTERNALLY DISPLACED PERSONS, MANDATING BARANGAY OFFICIALS TO SUPERVISE THEIR MAINTENANCE AND USE, APPROPRIATING FUNDS FOR THEIR CONSTRUCTION AND IMPOSING PENALTIES FOR VIOLATIONS HEREOF.

Proposed by **Honorable Rowena Bautista-Mendiola**

Sponsored by:
Hon. Alejandro F. Gutierrez

WHEREAS, Section 11 paragraph (1) sub-paragraph (iv) of Republic Act No. 10160 (the "Charter of the City of Bacoor, Cavite") empowered the Sangguniang Panlungsod to "adopt measures to protect the inhabitants of the City (of Bacoor) from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance to victims during and in the aftermath of said disasters or calamities and in their return to productive livelihood following said events. The prevention or mitigation of the effects of man-made or natural calamities may include, but not limited to, the utilization of the Calamity Fund of the City".

WHEREAS, Section 21 of Republic Act No. 10121 provides that "the present Local Calamity Fund shall henceforth be known as the Local Disaster Risk Reduction and Management Fund (LDRRMF). Not less than five percent (5%) of the estimated revenue from regular sources shall be set aside as the LDRRMF to support disaster risk management activities such as, but not limited to, pre-disaster preparedness programs including training, purchasing life-saving rescue equipment, supplies and medicines, for post-disaster activities, and for the payment of premiums on calamity insurance. The LDRRMF shall monitor and evaluate the use and disbursement of the LDRRMF based on the LDRRMF as incorporated in the local development plans and annual work and financial plan. Upon the recommendation of the LDRRMF and approval of the sanggunian concerned, the LDRRMF may transfer the said fund to support disaster risk reduction work of other LDRRMFs which are declared under state of calamity."

WHEREAS, a fire broke out in a residential unit at Sitio Tabon in Barangay Zapote 3 in the early morning of 10 September 2024 that rapidly spread to adjacent residential units which were mostly made



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HON. STRIKE B. REVILLA
City Mayor

from light materials thereby affecting around 1,050 families whose houses were destroyed.

WHEREAS, the Bacoor City Disaster Risk Reduction and Management Council (CBDRRMC) passed Resolution No. 9, Series of 2024 dated September 11, 2024, requesting the Sangguniang Panlungsod to declare the existence of a state of calamity in Barangay Zapote 3 and Barangay Talaba 2, City of Bacoor, Cavite and authorizing the release of **Fifteen Million Pesos (Php 15,000,000.00)** from the City Disaster Risk Reduction and Management Fund to be used for financial assistance, relief goods, and other incidental expenses related to relief and rehabilitation operations. It has been barely a month since the last time the residents of the areas mentioned above were razed to the ground which affected 600 families that time.

WHEREAS, the victims of the said fire are temporarily sheltering at eighteen (18) evacuation centers all over the city. An inspection of the so-called "evacuation centers" revealed that all of them are actually covered basketball courts and most of them do not have restrooms, first aid clinics, or breastfeeding rooms. Consequently, the health of the said internally displaced persons are imperiled due to the lack of basic public facilities such as toilets, first aid clinic, and breastfeeding rooms in the said emergency evacuation centers.

WHEREAS, Section 15, Article II of the 1987 Constitution provides that "the State shall protect and promote the right to health of the people and instill health consciousness among them".

WHEREAS, like other local governments in the country, numerous man-made and natural calamities occur in the City of Bacoor every year which often necessitate the evacuation of hundreds if not thousands of affected residents. Considering the frequency of the various disasters that affect the City of Bacoor annually, it is prudent to rehabilitate the makeshift evacuation centers being used by the City Government so that they can better meet the sanitation and health needs of internally displaced persons.

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

Section 1. Title. This Ordinance shall be known and referred to as the "**Bacoor Evacuation Centers Upgrading and Rehabilitation Ordinance of 2024**".

Section 2. Policy Statement. The City of Bacoor shall proactively prepare for all natural and man-made disasters by rehabilitating or upgrading all existing evacuation centers within the City so that the basic public sanitation and health needs of internally displaced persons shall be effectively met in compliance with the constitutional duty of the State to protect and promote the right to health of the people and instill health consciousness among them. The term "Internally displaced persons" as used in this Ordinance, refers to persons or groups of persons who have been forced or obliged to leave their homes or places of habitual residence as a result of, or in



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Sangguniang Panlungsod Secretary

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City Mayor

order to avoid, the effects of natural or man-made hazards who have not crossed an internationally recognized border.

Section 3. Basic Sanitation and Health Facilities of Evacuation Centers. The following minimum standards related to the construction, upgrading or rehabilitation of existing or still to erected evacuation centers within the City of Bacoor shall be strictly complied with:

3.1. Public Toilets and Shower Areas: all evacuation centers within the City shall have public toilets and shower areas that has clean running water and other necessities related to public sanitation. Each public toilet or shower area must be able to accommodate at least twenty (20) persons. A public toilet or shower area pertains to sanitation facilities that can only be used by persons of the same gender. The cleanliness and security of the said public toilets and shower areas shall be maintained by the barangay having jurisdiction over the same. No person from the opposite sex shall be allowed to enter or use the said public toilets and shower areas. The City Engineering Office and the City Environmental Services Department must jointly ensure that the said public toilets and shower areas are equipped with sewage treatment facilities as mandated by law, City Ordinance No. 5-2019 (the "Bacoor Septage Treatment and Sewage Management System Ordinance of 2019"), and their respective implementing guidelines.

3.2. First Aid Clinic and Breastfeeding Room: all evacuation centers within the City shall have at least one first aid clinic and breastfeeding room which shall be operated and managed by personnel of the City Health Office, by barangay health workers, or by volunteer health professionals in cooperation with the CHO. Each first aid clinic must have sufficient room, supplies, and facilities to treat minor illnesses or injuries of internally displaced persons. Each breastfeeding room must provide enough privacy and security for nursing mothers and their babies. Persons not in need of medical treatment or who are not breastfeeding mothers shall not be allowed to enter or to use the aforementioned facilities.

3.3 Community Kitchens and Dining Areas: all evacuation centers within the City of Bacoor shall have community kitchens and dining areas to be operated and maintained by the City Social Welfare and Development Office. The design of the community kitchens and dining areas should be such that: (1) they are easy to secure, clean and maintain and (2) they can be used for other purposes (such as but not limited to, public meeting areas, lecture areas, and the like) when not in use as a community kitchen or dining area. The said community kitchens and dining areas shall be closed and locked when not in use.

3.4. Garbage Collection Area: all evacuation centers within the City of Bacoor shall have a garbage collection area to be maintained and operated by the City Environmental Services Department. The design, use, and maintenance of the said garbage collection area must comply with the requirements of Republic Act 9003 (the "Ecological Solid Waste Management Act of 2000") and other pertinent laws and city ordinances.



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Approved by:
HON. STRIKE R. REVILLA
City Mayor

3.5. **Conjugal Intimacy Room:** all evacuation centers must have one (1) conjugal intimacy room with a door that can be locked. The phrase "conjugal intimacy room" refers to a room within the evacuation center with a floor area sufficient to accommodate a bed for two people, lighting and ventilation facilities, and a toilet and shower which may be used by married couples sheltering in the same evacuation center. The maintenance, use, and security of the said room shall be managed and supervised by the CSWDO. Unmarried couples shall not be allowed to use the said room. The manner by which the said room may be used, maintained, and secured shall be determined in the implementing rules and regulations of this ordinance.

3.6. **Children's Play and Study Area:** all evacuation areas within the City of Bacoor shall have a Children's Play and Study Area to be jointly maintained, operated, and supervised by the CSWDO and the Department of Education. The design parameters and rules of use of the said area shall be provided in the implementing rules and regulations of this Ordinance.

3.7. **Pet Holding and Grooming Area:** all evacuation areas within the City of Bacoor shall have a Pet Holding and Grooming Area to be maintained and operated by the Office of the City Veterinarian. The pets of the internally displaced persons sheltering in the evacuation area shall be kept and groomed in the said area in order to keep the said animals and the internally displaced persons safe. The design parameters and rules of use of the said area shall be provided in the implementing rules and regulations of this Ordinance.

3.8. **Water and Emergency Power Facilities:** all evacuation centers within the City shall have its own water and emergency power facilities which may include but shall not be limited to overhead water tanks, generator sets, solar panels and the like.

3.9. **Sleeping Area:** all evacuation areas within the City of Bacoor shall have a designated area for the use of internally displaced persons. The said sleeping area should be protected from the elements and should give the internally displaced persons a modicum of privacy.

3.10. **Laundry and Clothes Drying Area:** all evacuation areas within the City of Bacoor shall have a Laundry and Clothes Drying Area to be used exclusively by the internally displaced persons with enough space to accommodate the laundry requirements of the said internally displaced persons.

3.11 **Common Prayer Room:** all evacuation areas within the City of Bacoor shall have a designated area or room for prayer or meditation of internally displaced persons.

3.12. **Evacuation Center Management Desk:** all evacuation areas within the City of Bacoor shall have a designated place for the exclusive use of the manager of a particular evacuation facility which will be visibly and properly marked.



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Sangguniang Panlungsod Secretary

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City Vice Mayor

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HON. STRIKE D. REVILLA
City Mayor

3.13 Storage Area: all evacuation areas within the City of Bacoor shall have a designated place for the storage of various food items and other necessities. The said storage area shall be dry and hygienic, adequately protected from the elements, must be secured from insects and rodents, free from harmful chemicals and other contaminants, must be equipped with a security door to prevent theft, and must have a closed circuit television camera that is capable of recording high resolution images and high fidelity sound in all lighting and weather conditions.

Section 4. Basic Design Considerations. The following minimum design considerations shall be complied with by the City Engineering Office in the construction, upgrading, or rehabilitation of evacuation centers within the City:

4.1. Structural Capacity: the said evacuation centers should be able to withstand wind speeds of three hundred twenty (320) kilometers per hour or two hundred (200) miles per hour and moderate seismic activity of at least 7.2 magnitude.

4.2. Location: The evacuation center should not be at risk of isolation. It should be located at a safe distance from danger areas or hazards. The City Disaster Risk Reduction and Management Council (CDRRMC) of the City of Bacoor shall coordinate with the Department of Environment and Natural Resources to determine the appropriate location of the evacuation center.

The following factors shall be considered in identifying an ideal site for an evacuation center:

- 1) Drainage;
- 2) Elevation;
- 3) Protection from strong winds;
- 4) Accessibility to and proximity from the vulnerable community;
- 5) Availability of the following in the immediate vicinity:

- i) Parking areas for emergency and other vehicles; and
- ii) Allocated area for additional portable toilets.

Section 5. Authority to Upgrade and Rehabilitate Existing Evacuation Centers. The City Mayor is hereby authorized to cause the upgrading and rehabilitation of all existing evacuation centers within the City so that they can comply with the various requirements of this Ordinance subject to the availability of funds and the favorable recommendation of the CDRRMC. The City Engineer is directed to re-design all existing evacuation centers so that they will be compliant with the provisions of this Ordinance.

Section 6. Authority of the BDRRMO to Oversee the Operation of Evacuation Centers. The Head of the Bacoor Disaster Risk Reduction and Management Office is hereby authorized to oversee the operation of all evacuation centers within the City and to coordinate the activities of the CHO, CESD, CSWD, and other



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City Mayor

departments of the City Government and of various national agencies whenever the said evacuation centers are in use.

Section 7. Authority to Use the Local Disaster Risk Reduction and Management Fund (LDRRMF) to Finance the Construction, Upgrading, or Rehabilitation of Evacuation Centers; Appropriations. The City Mayor is hereby authorized to make use of portions of the LDRRMF to finance the construction, upgrading, or rehabilitation of evacuation centers so that they will comply with the provisions of this Ordinance. The City Budget Officer, in coordination with the CDRRMC, shall begin identifying possible sources of funds for the implementation of this Ordinance on Fiscal Year 2025 in compliance to all applicable laws and government regulations.

Section 8. Penalties. Subject to compliance to the pertinent provisions of City Ordinance No. 228-2022 (the "Uniform Implementation Procedure Ordinance of Bacoor") as amended by City Ordinance 348-2024, the following penalties shall be imposed against internally displaced persons of legal age who shall vandalize, damage, litter, cause or participate in physical altercations, use illegal drugs, drink alcoholic beverages of whatever quantity, or violate the rules pertaining to the use of the various facilities situated in evacuation centers enumerated in Section 3 hereof.

First Offense: payment of fine of Php 500.00 or rendition of community service not exceeding 24 hours.

Second Offense: payment of fine of Php 1,000.00 or rendition of community service not exceeding 48 hours.

Third Offense: payment of fine of Php 2,000.00 or rendition of community service not exceeding 72 hours.

Section 9. Administrative Penalties. The following administrative penalties shall be imposed against any city government employee or barangay official or employee who shall violate the provisions of this Ordinance or of its implementing rules and regulations:

First Offense: payment of fine amounting to P3,000.00 plus suspension from work without pay for ten (10) working days.

Second Offense: payment of fine amounting to P4,000.00 plus suspension from work without pay for twenty (20) working days.

Third Offense: payment of fine of P5,000.00 plus termination from employment as mandated by applicable laws or civil service regulations.



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City Mayor

Section 10. Repeal. All ordinances and executive orders inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

Section 11. Effectivity. This Ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite and a copy hereof has been submitted to the University of the Philippines-Office of the National Administrative Register (U.P.-ONAR).

Section 12. Implementing Rules and Regulations. The BDRRMO, with the assistance of the Office of the City Legal Service, shall formulate the implementing rules and regulations of this Ordinance and submit the same for the review of the City Mayor not later than sixty (60) calendar days after the date of effectivity hereof.

APPROVED by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite on 7th day of October 2024 at the City of Bacoor, Cavite.

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

Certified:
[Signature]
HON. ROWENA BAUTISTA-MENDIOLA
Presiding Officer/City Vice Mayor

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

Approved:
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HON. STRIKE B. REVILLA
City Mayor

Date of Approval: 18 NOV 2024