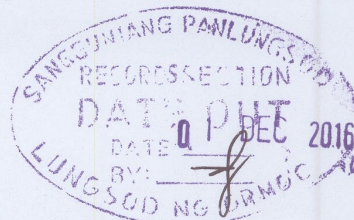
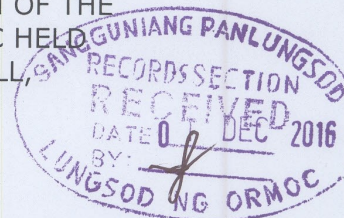


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON NOVEMBER 24, 2016



PRESENT:

Leo Carmelo L. Locsin, Jr.  
Rolando M. Villasencio,  
Vincent L. Rama,  
Mario M. Rodriguez,  
Tomas R. Serafica,  
Benjamin S. Pongos, Jr.,  
Eusebio Gerardo S. Penserga,  
Nolito M. Quilang,  
John Eulalio Nepomuceno O. Aparis II,

Vice Mayor & Presiding Officer  
SP Member, Majority Floor Leader  
SP Member, Asst. Majority Floor Leader  
SP Member, Presiding Officer "Pro-Tempore"  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member  
Minority Floor Leader  
Ex-Officio SP Member  
Chapter President, Liga ng mga Barangay ng Ormoc

Mariano Y. Corro,

ON OFFICIAL BUSINESS:

Lea Doris C. Villar,

(O.B. - Davao City),  
SP Member, Asst. Minority Floor Leader

ON LEAVE:

Gregorio G. Yrastorza III,

SP Member

PREFATORY STATEMENT

WHEREAS, enacted in 1977, the National Building Code (PD No. 1096) was meant to provide for all buildings and structures, a framework of minimum standards and requirements to regulate and control their location, site, design quality of materials, construction, use, occupancy, and maintenance with a view to building and maintaining them in safe, sanitary and good working condition;

WHEREAS, under the National Building Code, the enforcement and implementation of its provisions were vested upon the Department of Public Works and Highways, through the building officials. However, it was the city or municipal engineers, who were made to act as the default building officials within their respective territorial jurisdictions;

WHEREAS, since 1991 when the Local Government Code was enacted and now for more than 25 years, local engineers have juggled dual roles, acting as concurrent building officials. But juggling such manifold roles by a singular official proved to be no mean feat;

WHEREAS, the local government, in its desire to continually improve its processes and structures as well as its employees' competencies and organizational culture, is in the process of assessing its organizational capacity with the goals of total quality service and customer satisfaction;

WHEREAS, along its continual effort of establishing quality management systems particularly in the critical investment and business permits process, there is a need to strengthen the LGU's building regulation and implementation as mandated under PD 1096 or the National Building Code of the Philippines and in view of the pressing challenges to make buildings and structures disaster resilient and integrate the practice of "green building";



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WHEREAS, while the building regulation functions have expanded as a result of the city's booming economy and fast changing infrastructure landscape, the demand for disaster resiliency and the practice of green building, the office and the personnel mandated to respond to these changes have remained under the Office of the City Engineer;

WHEREAS, the City's accelerating economic and physical development resulting to the fast changing infrastructure landscape, coupled with urbanization and population growth, makes imperative a proactive approach such as the creation of the Office of the Building Official;

WHEREAS, in the desire of the City to improve the business environment and competitiveness and to address the clamor on the tedious processes for securing building and occupancy permits, the city government takes this bold step of establishing an office solely devoted to process the application for permits and to be coupled with a one-stop shop strategy which will put up a mechanism of coordination among the OBO and other offices or agencies involved in the issuance of permits with the end in view of delivering services to the applicant in one area or in easily accessible areas;

WHEREAS, it is incumbent upon the Sangguniang Panlungsod to exercise its mandate, as provided under Section 454 and Section 458 of the Local Government Code (RA 7160), to create the position of the Office of the Building Official, from whose authority and function emanates the efficient supervision, regulation and control of all construction and development and in accordance with the National Building Code of Philippines and its objective to uphold the policy of the State "to safeguard life, liberty and property";

WHEREAS, the creation of the OBO as separate office is also pursuant to the mandate of the Local Government Code for the state to ensure that there shall be more responsive and accountable local government structure and accountable, efficient, and dynamic organizational structure and operating mechanisms that will meet the priority needs and service requirements of its communities;

WHEREAS, the City Management Committee (MANCOM) favorably endorses to this august Body the creation of the Office of the Building Official;

NOW, THEREFORE, on motion of SP Member Nolito M. Quilang, Chairman, Committee on Good Government, severally seconded by SP Members Vincent L. Rama, Tomas R. Serafica, John Eulalio Nepomuceno O. Aparis II and Mariano Y. Corro; be it

RESOLVED, to enact:

**ORDINANCE NO. 014**

**AN ORDINANCE CREATING THE ORMOC CITY OFFICE OF  
THE BUILDING OFFICIAL (OBO) PRESCRIBING THE  
COMPOSITION, DEFINING DUTIES AND FUNCTIONS  
THEREOF AND APPROPRIATING FUNDS THEREFOR.**

Be it ordained by the Sangguniang Panlungsod, Ormoc City, that:



**SECTION 1. CREATION** - There shall be created a separate Office of the Building Official (OBO) in the City Government of Ormoc placed under the Office of the City Mayor and headed by a Building Official who shall be appointed by the City Mayor with concurrence from the Sangguniang Panlungsod primarily responsible for the enforcement of the provisions of the National Building Code of the Philippines, and other related laws, ordinances and rules and regulations.

**SECTION 2. COMPOSITION** - The Office of the Building Official shall be composed of EIGHT (8) regular positions, as follows:

- One (1) City Government Assistant Department Head I  
(Building Official/SG 23)
- One (1) Engineer IV (Chief, Processing and Evaluation/SG 22)
- One (1) Architect II (SG 16)
- One (1) Engineer II (Structural/Civil/SG 16)
- One (1) Engineer II (Mechanical/SG 16)
- One (1) Engineer II (Electrical/SG 16)
- One (1) Engineer II (Sanitary/SG 16)
- One (1) Building Inspector (SG11)

**SECTION 3. TRANSFER AND DETAIL OF POSITIONS**- Two filled up positions from the City Engineer's Office shall be transferred to the separate Office of the Building Official, to wit:

NO. OF ITEMS	POSITION TITLE	SG	POSITION ITEM NO.
1	Engineer II (Electrical)	16	681
1	Building Inspector I	11	710

By virtue of this ordinance, the following vacant/unfilled positions shall be abolished to give way to the creation of new positions enumerated under Section 2 of this ordinance:

Item No	Position Title	Salary Grade	Department
216	Supervising Administrative Officer	22	Superdome
686	Construction & Maintenance Capataz	5	City Engineer's Office
677	Draftsman I	6	City Engineer's Office
722	Administrative Aide VI	6	Motorpool
734	Administrative Aide IV	4	Motorpool
736	Administrative Aide IV	4	Motorpool
739, 747, 748, 750	Administrative Aide III	3	Motorpool
719, 720	Administrative Aide II	1	Motorpool

The OBO staff may be augmented through any or a combination of the following options:

- a. Designation or assignment of personnel to the OBO in concurrent capacities with their existing positions;
- b. Reassignment of personnel of the City to the OBO; and
- c. Full-time or part-time detail of existing personnel to the OBO.



**SECTION 4. QUALIFICATION OF BUILDING OFFICIAL** – The Building Official shall occupy a position with salary grade (SG) 23 and he/she shall possess the following qualifications:

1. A Filipino citizen and of good moral character;
2. A duly registered Architect or Civil Engineer;
3. A member of good standing of a duly accredited organization of his/her profession for not less than five (5) years endorsed or recommended by the accredited organization;
4. Has at least five (5) years of diversified and professional experience in building design and construction; and
5. Has attended and successfully completed a seminar/workshop on Presidential Decree No. 1096, entitled "Adopting A National Building Code of the Philippines (NBCP) thereby revising Republic Act No. 6541", and its implementing Rules and Regulations conducted by the Department of Public Works and Highways (DPWH).

**SECTION 5. QUALIFICATIONS OF OBO STAFF COMPLEMENT** – The other various positions in the OBO shall have the following qualifications:

Position Title	Salary Grade	Education	Experience	Training	Eligibility
Engineer II	16	Bachelor's degree in Engineering relevant to the job	1 year relevant experience	4 hours relevant training	RA 1080
Architect II	16	Bachelor's degree in Architecture	1 year relevant experience	4 hours relevant training	RA 1080
Engineer IV	22	Bachelor's degree in Engineering relevant to the job	3 years of relevant experience	16 hours relevant training	RA 1080

**SECTION 6. OBO DUTIES AND RESPONSIBILITIES** - The Office of the Building Official shall discharge the following mandate and functions:

- (a) Be primarily responsible for the enforcement of the provisions of the National Building Code (Presidential Decree 1096) and its IRR, as well as circulars, memoranda, opinions and decisions/orders issued pursuant thereto;
- (b) Has overall administrative control and/or supervision over all works pertinent to buildings/structures in Ormoc City and shall be charged with processing of all building permit applications, temporary permits, zoning/location clearances, ancillary permits and certificates as well as the issuance of the same;
- (c) Ensure that all changes, modifications, and alterations in the design plans during the construction phase shall not start until the modified design plan has been evaluated and the necessary amendatory permit issued;
- (d) Undertake initial and annual inspections of all buildings/structures and keep an up-to-date record of their status;
- (e) Monitor and regulate improvements of existing buildings and industrial structures;
- (f) Upon complaint or *motu proprio* and after due notice/s and hearing, initiates action towards:
  1. Non-issuance, suspension, revocation, and/or invalidation of a building permit or certificate of occupancy;



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2. Issuance of work stoppage order, or an order for discontinuance of the use or Certificate of Occupancy;
3. Declaration of the building/structure as dangerous or ruinous;
4. The imposition of appropriate fines and penalties;
- (g) Submits a quarterly situational report to the Sangguniang Panlungsod and the City Mayor on the status of all existing, ongoing and proposed public as well as private building/structure activities; and
- (h) Undertake such other duties and tasks as may be assigned by the Mayor or Sanggunian from time to time.

**SECTION 7. FUNDING** - The appropriation necessary to cover the cost for the newly created positions under this ordinance for the calendar year 2017 shall be taken from the Unappropriated Surplus, End of Year 2016 or other available funds sources. For the succeeding years, the appropriation for the newly created office shall be included in the Annual Budget.

**SECTION 8. SEPARABILITY CLAUSE** - In the event that a provision of this Ordinance is found or decreed to be invalid or unconstitutional, all other provisions hereof not affected by such pronouncement or decree shall remain to be in full force and effect.

**SECTION 9. REPEALING CLAUSE** - All ordinances, rules and regulations, or parts thereof, in conflict with or inconsistent to the provisions of this ordinance are hereby repealed or modified accordingly.

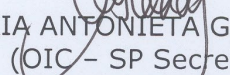
**SECTION 10. EFFECTIVITY** - This Ordinance shall take effect on January 1, 2017.

ENACTED, November 24, 2016.

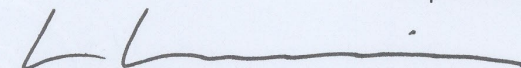
RESOLVED, FURTHER, to furnish copies of this ordinance one each to the City Mayor Richard I. Gomez; the City Administrator's Office; the City Legal Office; the City Budget Office; the City Treasurer's Office; the City Accounting Office; the City Engineer's Office; the City Planning & Development Office; the Human Resource Management Office; the Department of Public Works & Highways, 4<sup>th</sup> LED; the OIC-City Director, DILG; and other offices concerned, -all in Ormoc City;

CARRIED by Eight (8) Affirmative Votes. SP Member Eusebio Gerardo S. Penserga was out of the Session Hall during the voting.

I HEREBY CERTIFY to the correctness of the above ordinance.

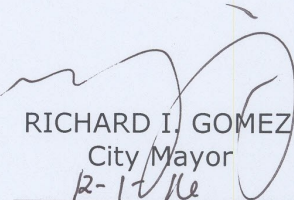
  
MARIA ANTONIETA G. CO HAT  
(OIC - SP Secretary)  
Supervising Administrative Officer

ATTESTED:



LEO CARMELO L. LOCSIN, JR.  
Vice Mayor & Presiding Officer

APPROVED:

  
RICHARD I. GOMEZ  
City Mayor  
12-1-16  
(Date)