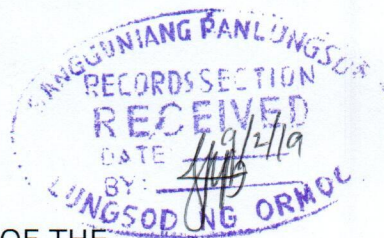


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON SEPTEMBER 24, 2019

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, Asst. Majority Floor Leader
Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Nolito M. Quilang,	SP Member
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc

ON LEAVE:

Jasper C. Yerro,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc
------------------	---

PREFATORY STATEMENT

The Sangguniang Panlungsod ng Ormoc (this Sanggunian) enacted Ordinance No. 032 Series of 2017 entitled: "An Ordinance for the Proper Harvesting, Storage and Utilization of Rainwater in Ormoc City". The Ordinance, which goal was to actively promote the proper harvesting, storage and utilization of rainwater as a viable alternative source of water supply primarily for non-potable use in the City of Ormoc (City), required all constructed buildings to install rainwater harvest facilities before they shall be issued building and/or occupancy permits by the Office of the Building Official or the City Engineering Office, as the case may be.

On September 2, 2019, however, the City Mayor thru an endorsement submitted to this Sanggunian, requested for an amendment of the Ordinance to specifically exempt National Government-funded socialized housing projects from the applicability of its provisions. Apparently, there are no legal provisions national in scope that similarly requires installation of rainwater harvesting facilities for all buildings to be constructed. And in the budgets of National Government-funded socialized housing projects, therefore, there is no allowance to cover the additional costs for the concerned developers and/or contractors. So that if the provisions of the Ordinance are made to apply in this kind of projects, there will have unfavourable repercussions on the capacity of these agencies to do their projects satisfactorily in the City. More so, it will likely result to having these agencies be highly discouraged from or, more detrimentally, foregoing altogether, in doing such projects in the City because of the insufficiency of their budgets to fully fund them.

Hence, the clear and compelling need to exempt these National Government-funded socialized housing projects from the provisions of the Ordinance thru herein amendatory Ordinance.

FOREGOING PREMISES CONSIDERED, on motion of SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Esteban V. Laurente, Gregorio G. Yrastorza III, Vincent L. Rama, Peter M. Rodriguez and Roiland H. Villasencio; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to enact:

ORDINANCE NO. 004
(Series of 2019)

**AN ORDINANCE AMENDING ORDINANCE NO. 032
SERIES OF 2017, OTHERWISE KNOWN AS "AN
ORDINANCE FOR THE PROPER HARVESTING,
STORAGE AND UTILIZATION OF RAINWATER IN
ORMOC CITY", AND INCORPORATING THEREIN
CERTAIN NEW PROVISIONS.**

BE IT ENACTED, by the Fifteenth Sangguniang Panlungsod ng Ormoc, That:

SECTION 1. Section 3 of Ordinance No. 032, Series of 2017, otherwise known as the "Ormoc City Rainwater Ordinance of 2017", hereinafter referred to as the "amended Ordinance" shall have an additional subsection to read as follows:

"g. National Government Housing Projects - refers to socialized housing projects funded by the National Government thru the National Housing Authority (NHA), the Housing and Land Use Regulatory Board (HLURB) Pag-IBIG Home Development Mutual Fund (PAG-IBIG) and its other concerned agencies for the underprivileged and homeless citizens which includes, among others, resettlement sites and housing projects for the urban and rural poor."

The succeeding subsections of the aforementioned section affected by the insertion of a subsection subject herein and those of other succeeding amendments herein shall be renumbered accordingly.

SECTION 2. Section 14 of the amended Ordinance shall now read as follows:

"Section 14. EXEMPTIONS. The provisions of this Ordinance shall not apply to National Government Housing Projects within the City of Ormoc."

The succeeding Sections of said Ordinance affected by the insertion of the section subject herein and those of other succeeding amendments herein shall be renumbered accordingly.

SECTION 3. Section 15 of the amended Ordinance shall now read as follows:

"Section 15. IMPLEMENTING OFFICE. The Office of the Building Official (OBO) and/or the City Engineering Office shall be the primary implementing Offices of this Ordinance, as the case may be."

The succeeding Sections of said Ordinance affected by the insertion of the section subject herein and those of other succeeding amendments herein shall be renumbered accordingly.

SECTION 4. If, for any reason, any provision of this Ordinance is declared to be unconstitutional or invalid, the other sections or provisions hereof which are not affected shall continue to be in full force and effect.

SECTION 5. All existing ordinances and parts thereof which are inconsistent with the provisions of this Ordinance are hereby deemed repealed, amended or modified accordingly.


SECTION 6. This Ordinance shall take effect immediately upon its approval and after compliance of the requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, September 24, 2019.

RESOLVED, FURTHER, to furnish copies of this ordinance each to the City Mayor Richard I. Gomez; the City Administrator; the City Legal Officer; the City Planning & Development Office; the Office of the Building Official; the City Engineering Office; the City Local Government Operations Officer - DILG; and other offices concerned;

CARRIED by Nine (9) Affirmative Votes. SP Member Vincent L. Rama was out of the Session Hall during the voting.

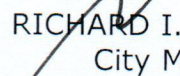
I HEREBY CERTIFY to the correctness of the above ordinance.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


TOMAS R. SERAFICA
Presiding Officer "Pro-Tempore"
SP Member

APPROVED:


RICHARD I. GOMEZ
City Mayor

OCT 02 2019