



REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE EIGHTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON APRIL 15, 1999

PRESENT:

Hon. Claudio P. Larrazabal,	Acting Presiding Officer,
	City Councilor
Hon. Nepomuceno P. Aparis I,	City Councilor, Assistant Floor Leader
Hon. Dennis Y. Capuyan,	City Councilor
Hon. Mariano Y. Corro,	City Councilor
Hon. Sotero M. Pepito,	City Councilor
Hon. Alfredo F. Capahi,	City Councilor
Hon. Fernando P. Parrilla,	Ex-Officio City Councilor,
	Chapter President, Liga ng mga Barangay ng Ormoc
Hon. Chiqui B. Labagala,	Ex-Officio City Councilor,
	SK Federation President



Hon. Celso P. Adolfo,	(Forced Leave), City Vice Mayor &
	Presiding Officer
Hon. Jose S. Serafica,	(Sick Leave), City Councilor, Floor Leader
Hon. Eduardo P. Tan,	(Sick Leave), City Councilor
Hon. Jose C. Alfaro, Jr.,	(O.B. Butuan), City Councilor

EXPLANATORY NOTE

Engr. Gervacio L. Germano, Jr., Waterworks Superintendent of the Ormoc Waterworks System (ORWASA), has recommended to this Sanggunian "to increase our own Water Rates considering the increase in prices of materials and power cost to run our Pumping Stations".

Records of our Accounting Department show that the revenues collected from the operations of ORWASA is far below its operating cost. In short, the City Government of Ormoc is incurring a deficit in its operation, hence, the need to up-grade the rates of our water and service fees in order "x x x provide for the maintenance, repair and operation of an efficient waterworks system to supply water for the inhabitants and to purify the source of the water supply; x x x ; and regulate the consumption, use or wastage of water and fix and collect charges therefor" as provided for in Section 458, par. (a) subpar. (5) item (vii) of the Local Government Code of 1991.

And moreover, a comparison of the water fees/charges of the different waterworks of the Province of Leyte, and other parts of Region VIII, as well as of Regions VI and VII, disclosed that ORWASA charges the cheapest rates as embodied in Tax Ordinance No. 5 which was enacted on March 2, 1989, yet.

FOREGOING PREMISES CONSIDERED, on motion of Councilor Mariano Y. Corro, Chairman, Committee on Ways and Means, duly seconded by Councilor Alfredo F. Capahi; be it -

RESOLVED, AS IT IS HEREBY RESOLVED, to pass and enact -

TAX ORDINANCE NO. 99-02

AN ORDINANCE ADOPTING A REVISED SCHEDULE OF WATER AND SERVICE FEES FOR THE CONSUMERS/USERS OF THE ORMOC WATERWORKS SYSTEM (ORWASA) THEREBY AMENDING THE PERTINENT PROVISIONS OF TAX ORDINANCE NO. 1, OTHERWISE KNOWN AS "THE ORMOC CITY REVENUE CODE OF 1977" AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE 8TH SANGGUNIANG PANLUNGSOD NG ORMOC in regular session assembled, That:

SECTION 1. Section 4.1.9.1 of Tax Ordinance No. 1, otherwise known as "The Ormoc City Revenue Code of 1977" as amended, is hereby further amended to now read as follows:

"SECTION 4.1.9.1 RATES OF PAYMENT. The rates of payment for water/and service fees for consumers/users of the Ormoc Waterworks System (ORWASA) are hereby fixed hereunder, to wit:

A. RESIDENTIAL/DOMESTIC

	Rate (Per Cubic Meter)
<u>A. 1 Size 1/2" Diameter</u>	
Min. 10 cu. m.	P 35.00
11-20 "	3.85
21-30 "	4.25
31-40 "	4.65
41-50 "	5.10
Over 50 "	5.65
<u>A. 2 Size 3/4" Diameter</u>	
Min. 10 cu. m.	P 70.00
11-20 "	7.70
21-30 "	8.45
31-40 "	9.30
41-50 "	10.25
Over 50 "	11.25
<u>A. 3 Size 1" Diameter</u>	
Min. 10 cu. m.	P 140.00
11-20 "	15.40
21-30 "	16.95
31-40 "	18.65
41-50 "	20.50
Over 50 "	22.55
<u>A. 4 Size 1 1/2" Diameter</u>	
Min 10 cu. m.	P 210.00
11-20 "	23.10
21-30 "	25.40
31-40 "	27.95
41-50 "	30.75
Over 50 "	33.80

A. 5 Size 2" Diameter

Min. 10 cu. m.	P 280.00
11-20 "	30.80
21-30 "	33.90
31-40 "	50.80
41-50 "	55.90
Over 50 "	61.50

A.6 Size Above 2 1/2" Diameter

Min. 10 cu. m.	P 420.00
11-20 "	46.20
21-30 "	50.80
31-40 "	55.90
41-50 "	61.50
Over 50 "	67.55

B. Commercial/ Industrial

B.1 Size 1/2" Diameter

Min. 10 cu. m.	P 70.00
11-20 "	7.70
21-30 "	8.45
31-40 "	9.30
41-50 "	10.25
Over 50 "	11.25

B.2 Size 3/4" Diameter

Min. 10 cu. m.	P 140.00
11-20 "	15.40
21-30 "	16.95
31-40 "	18.65
41-50 "	20.50
Over 50 "	22.55

B.3 Size 1" Diameter

Min. 10 cu. m.	P 280.00
11-20 "	30.80
21-30 "	33.90
31-40 "	37.25
41-50 "	41.00
Over 50 "	45.10

B.4 Size 1 1/2" Diameter

Min. 10 cu. m.	P 420.00
11-20 "	46.20
21-30 "	50.80
31-40 "	55.90
41-50 "	61.50
Over 50 "	67.55

B.5 Size 2" Diameter

Min. 10 cu. m.	P 560.00
11-20 "	61.60
21-30 "	67.75
31-40 "	74.55
41-50 "	82.00
Over 50 "	90.20

B.6 Size Above 2 1/2" Diameter

Min. 10 cu. m.	P 840.00
11-20 "	92.40
21-30 "	101.65
31-40 "	111.80
41-50 "	123.00
Over 50 "	135.30

C. Special Services

P 21.00/c.u.

Special Services - this pertains to water services other than to Residential, Commercial and Industrial.

D. Deposit

1.) 1/2" Diameter	280.00
2.) 3/4" Diameter	420.00
3.) 1" Diameter	560.00
4.) 1 1/2"-2" Diameter	840.00

E. Installation Fee

1.) 1/2" Diameter	280.00
2.) 3/4" Diameter	420.00
3.) 1" Diameter	560.00
4.) 1 1/2"-2" Diameter	840.00

F. Re-opening Fee

1.) 1/2" Diameter	70.00
2.) 3/4" Diameter	140.00
3.) 1" Diameter	280.00
4.) 1 1/2"-2" Diameter	560.00

SECTION 2. DISCOUNT FOR PROMPT PAYMENT. If the monthly water bills are paid on or before the 15th day from receipt of the water bills, the consumer shall be entitled to a five percent (5%) discount thereof, provided that he has no delinquency in the payment of his water bills.

All payments of water bills must be applied first to prior months obligation which have not been paid, if any.

Water-consumers are considered delinquent if their water bills are not paid within the succeeding month, following the month in which they receive their water bill.

SECTION 3. DISCONNECTION OF WATER SERVICE. Water-consumers who are delinquent for at least three (3) months in the payment of their water bills, service may be disconnected for non-payment of bills. However, no disconnection of water service shall be effected unless the following conditions are present:

1) That the water consumer is delinquent for at least three (3) months;

2) That the water consumer is given a WARNING NOTICE in writing that his water service will be disconnected if he does not pay his delinquency for the months specified in said Notice within Ten (10) days from receipt thereof;

3) That actual disconnection shall only be made after the lapse of Ten (10) days from receipt of the WARNING NOTICE of disconnection mentioned above, and provided, further, that a prior written notice of disconnection, forty-eight (48) hours in advance is given to the delinquent water-consumer;

If at the time that the disconnection is to be effected the water-consumer tenders payment of his obligation in full, the personnel of ORWASA who is to effect the disconnection shall accept such tender of payment, and shall cause the issuance of the official receipt for the amount paid, and shall desist from disconnecting the water service.

SECTION 4. Water-meters which are defective must be repaired or replaced by the water-consumers at their expense.

ORWASA must promptly notify in writing water-consumers whose water meters are defective with the instruction that they effect the necessary repairs or replacement thereof within ten (10) days from receipt of such notice. In the meantime that repairs or replacements are being undertaken, ORWASA shall temporarily provide a government-owned water-meter. Failure to repair or replace the defective water-meter within the aforementioned period, shall authorize ORWASA to disconnect the water service of the affected water-consumer; provided, however, that no disconnection shall be made without a prior written notice of disconnection, forty-eight (48) hours in advance is given to the water-consumer concerned.

Water-consumers who notice a defect in their water-meters must report in writing such defect to ORWASA who shall, within five (5) working days, give assistance to said water-consumers in order that they can effect the necessary repairs or replacements.

Water consumed at the time that the water-meter was defective shall be computed on the monthly average for the last three months immediately prior to the month when the water meter was found to be defective.

SECTION 5. The Office of the City Treasurer of Ormoc and ORWASA shall take the necessary steps or adopt measures to bill the water consumers immediately, and adopt the mechanics for the proper implementation of this Ordinance which shall be submitted to the Sanggunian for review and approval;

SECTION 6. Re-connection of water service shall only be effected if the water-consumer pays all his delinquency and reconnection fees.

SECTION 7. That no new water connection shall be effected unless the prospective water-consumer shall apply in writing for the installation thereof, at the Office of ORWASA; and when approved by the Waterworks Superintendent and a contract executed by the water consumer and the City Government of Ormoc represented by the City Treasurer/City Administrator and such contract shall contain among others, the following:

- 1) that a water meter must be installed at the expense of the water consumer;
- 2) that the installation expenses shall be borne by the water consumer;
- 3) that the water bills shall be paid monthly and on time;
- 4) that the pertinent provisions of existing ordinances, rules and regulations relative to the operation of ORWASA shall form part of the contract;

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SECTION 8. Separability Clause - If for any reason any provision of this Ordinance is declared by any competent court, unconstitutional or invalid, other parts or provision thereof which are not affected thereby shall continue in full force or effect.

SECTION 9. All Ordinances and or Resolutions, or portions thereof, inconsistent with this Ordinance are hereby repealed or modified accordingly.

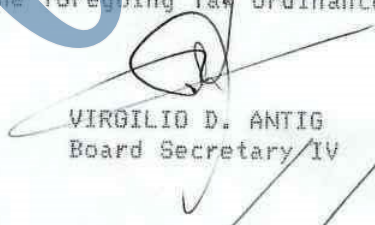
SECTION 10. This Ordinance shall take effect on July 1, 1999, after it shall have been posted at conspicuous places in the City of Ormoc for at least three (3) consecutive weeks, and its publication in a local newspaper of general circulation.

ENACTED, April 15, 1999.


RESOLVED, FURTHER, to furnish copies of this Tax Ordinance, one each, to Honorable City Mayor Eufrocino M. Codilla, Sr., the City Administrator, ORWASA, the City Legal Officer, the City Treasurer, the City Auditor, the City Assessor, the City Engineer and other Offices concerned, -all in Ormoc City.

CARRIED UNANIMOUSLY.

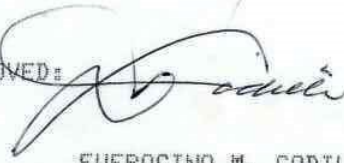
I HEREBY CERTIFY to the correctness of the foregoing Tax Ordinance.


VIRGILIO D. ANTIG
Board Secretary IV

ATTESTED:


CLAUDIO P. LARRAZABAL
Acting Presiding Officer
City Councilor

APPROVED:


EUFROCINO M. CODILLA, SR.
City Mayor

April 21/99
(Date)