

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SIXTH
MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD AT
ITS SESSION HALL ON MARCH 5, 1969

PRESENT:

Hon. Jose C. Aviles, City Councilor, Acting Presiding Officer	
Hon. Juanito T. Kangleon	City Councilor
Hon. Cesar Samson,	City Councilor
Hon. Eduardo P. Tan,	City Councilor
Hon. Albino P. Porcadilla,	City Councilor
Hon. Jose G. Navarro,	City Councilor
Hon. Rafael M. Mejia,	City Councilor

ABSENT:

Hon. Jesus B. Lladoc, Vice-Mayor & Presiding Officer
(on official business to Cebu and Bacolod Cities)
Hon. Gregorio C. Yrastorza, Floor Leader

RESOLUTION NO. 38

"WHEREAS, unnecessary overspeeding, untimely overtaking and unwary parking of motor vehicles along national highways, city roads and streets, coupled with reckless imprudence of drivers or motorists, have accounted much for the varying degrees of traffic accidents;

"WHEREAS, it is high time to regulate the operation of these motor vehicles in order to prevent further road mishaps brought about by speed maniacs and daredevils;

"WHEREAS, after a deliberate study and experiment, the Honorable Committee on Police, Fire and Public Safety, chaired by Councilor Juanito T. Kangleon, has strongly recommended to declare certain portions of national highways, city roads and streets within the territorial jurisdiction of Ormoc City as 'No Overtaking Zones' and to prescribe speed limits therein for all motor vehicles with the view to minimizing, if not completely eradicating, traffic accidents in the city and suburbs;

"NOW, THEREFORE, on motion of Councilor Kangleon, jointly seconded by Councilors Tan and Porcadilla;

"RESOLVED, to adopt:

ORDINANCE NO. 16

AN ORDINANCE DECLARING CERTAIN PORTIONS OF NATIONAL HIGHWAYS, CITY ROADS AND STREETS WITHIN THE TERRITORIAL JURISDICTION OF ORMOC CITY AS "NO OVERTAKING ZONES" FOR MOTOR VEHICLES, PRESCRIBING SPEED LIMITS THEREIN, PROVIDING PENALTIES FOR VIOLATIONS THEREOF, AND FOR OTHER PURPOSES.

BE IT ORDAINED, by the Municipal Board of Ormoc City, That:

SECTION 1. "No Overtaking Zones" and speed limits. - The following portions of national highways, city roads and streets within the territorial jurisdiction of Ormoc City are hereby declared as "No Overtaking Zones" for motor vehicles with speed limits prescribed therein:

Zone 1. The portion of the national highway from the Ormoc-Merida-Kananga junction to the City proper through Real Street up to the corner of Real and Osmeña Streets, the whole of Osmeña, Aguadulce and Harrison Streets, up

to the long concrete bridge at Barrio Bantigue proper for all vehicles, with speed limit at twenty (20) kilometers per hour.

Zone 2. The portion of the national highway from the long concrete bridge at Barrio Bantigue proper to the bridge approaching Barrio Ipil for all cargo trucks, buses, public utility buses, jeepneys and other big trucks and trailers, with speed limit at forty (40) kilometers per hour.

Zone 3. The portion of the national highway from the bridge approaching Barrio Ipil to the main gate of the Ormoc Sugar Company compound for all vehicles, with speed limit at twenty (20) kilometers per hour.

Zone 4. The portion of the national highway from the main gate of the Ormoc Sugar Company compound to the Bangongbong River bridge at Barrio San Antonio for all cargo trucks, buses, public utility buses, jeepneys and other big trucks and trailers, with speed limit at forty (40) kilometers per hour.

Zone 5. The portion of Real Street from its corner on Osmeña Street to its opposite corner on C. Aviles Street and the whole of C. Aviles Street for all cargo trucks, buses, public utility buses, jeepneys and other big trucks and trailers, with speed limit at twenty (20) kilometers per hour.

Other zones. All school zones and playground zones are likewise declared as "No Overtaking Zones" for all motor vehicles with speed limit at absolutely ten (10) kilometers per hour.

For purposes of this Ordinance, the Chief of Police shall coordinate with the City Engineer in preparing and posting or installing the necessary road signs along the national highways, city roads and streets covered by this Ordinance: Provided, However, that such road signs shall be installed in conspicuous places with a distance of three hundred (300) meters from one another.

SECTION 2. Exceptions: where overtaking is allowed. -

a) Vehicles may overtake bicycles, animal-drawn carts or rigs, crawlers or pneumatic tractors, bulldozers, graders, slow-moving motorcycles or motorized tricycles and other slow-moving vehicles except cargo trucks, buses, public utility buses, jeepneys and other big trucks and trailers unless the latter are parked or not in motion.

b) Vehicles mentioned in Chapter IV, Article I, Section 35(c) of Republic Act 4136, otherwise known as the Land Transportation Code, can overtake any vehicle during emergencies and the rates of speed as specified shall not apply.

c) Vehicles may overtake other vehicles that are parked or not in motion.

SECTION 3. Parking. - No vehicle shall be allowed to park on any of the portions of the national highways, city roads and streets from the Ormoc-Merida-Kananga junction through Real Street up to the

corner of Real and Osmeña Streets, the whole of Osmeña, Aguadulce and Harrison Streets up to the main gate of the Ormoc Sugar Company compound, except on the shoulders of the portions of the above-mentioned national highways, city roads and streets, in order to allow unobstructed motion of vehicles at all times of the day and night.

SECTION 4. Penalty for violation. - Any violation of the provisions of this Ordinance shall be punishable by a fine of not less than ten pesos (P10.00) but not more than fifty pesos (P50.00) or an imprisonment of not less than five (5) days but not more than thirty (30) days, or both such fine and imprisonment at the discretion of the court. Habitual delinquents and/or recidivists shall be suspended from driving for one (1) month in addition to the penalties prescribed herein.

SECTION 5. Construction of this Ordinance. - If any part or section of this Ordinance shall be declared unconstitutional or ultra-vires, the same shall not invalidate the whole of this Ordinance.

SECTION 6. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, March 5, 1969.

"RESOLVED, FURTHER, to furnish a copy of this resolution-ordinance each to the City Engineer, the Chief of Police and the Head of Traffic Control Division, OCPD, the City Judge, the City Fiscal, the Motor Vehicle Registrar, LTC, the City Treasurer, motorists and/or drivers, all of Ormoc City;

"CARRIED UNANIMOUSLY."

I HEREBY CERTIFY to the correctness of the above-quoted resolution-ordinance.

ATTESTED:

Jose C. Aviles
JOSE C. AVILES
City Councilor
Acting Presiding Officer

Laureano J. Suan
LAUREANO J. SUAN
Secretary

APPROVED, March 12, 1969:

Inaki A. Lazabal
INAKI A. LAZABAL
City Mayor

ATTESTED AS APPROVED:

Teotimo P. Ocubillo
TEOTIMO P. OCUBILLO
Secretary to the City Mayor