

Republic of the Philippines
MUNICIPAL BOARD
Office of the Secretary
Ormoc City

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SIXTH MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD
AT ITS SESSION HALL ON JANUARY 28, 1970

PRESENT:

Hon. Gregorio C. Yrastorza, Floor Leader, Presiding
Hon. Juanito T. Kangleon, City Councilor
Hon. Jose C. Aviles, City Councilor
Hon. Cesar Samson, City Councilor
Hon. Eduardo P. Tan, City Councilor
Hon. Albino P. Porcadilla, City Councilor
Hon. Rafael M. Mejia, City Councilor

ABSENT:

Hon. Jesus B. Lladoc, Vice-Mayor, Presiding Officer
Hon. Dionisio Torrevillas, City Councilor

RESOLUTION NO. 14

"WHEREAS, it is of common knowledge that, in general, the roads, streets and most of the public highways within the territorial jurisdiction of the City of Ormoc are quite narrow such that only two vehicles could be accommodated at a time, without mentioning the alleys, trails, bridges, the wharf and other thoroughfares;

"WHEREAS, several complaints have been aired to and received by this august Body regarding the private use of portions of our city roads, streets, bridges, public highways and the like by many persons glaring examples of which private use are these drying of palay, copra, clothes, firewood, sawdusts, empty sacks and others, these piling of lumber, sand, gravel, and other construction materials, these repairs of vehicles or tires and the like, the utilization as dancing places, and all other doings or operations that in one way or another constitute traffic hazards and/or obstructions, thus, forcing not only vehicles but also pedestrians to go out of their way to avoid such obstructions causing accidents and endangering the lives of motorists and pedestrians alike;

"NOW, THEREFORE, on motion of Councilor Kangleon, seconded by Councilor Porcadilla;

"RESOLVED, to adopt:

ORDINANCE NO. 10

AN ORDINANCE DEFINING THE USE OF RIGHT OF WAY ON CITY ALLEYS, TRAILS, ROADS, STREETS, BRIDGES, WHARVES AND PUBLIC HIGHWAYS WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF ORMOC BY ANY PERSON, PROVIDING PENALTIES FOR VIOLATIONS THEREOF, AND FOR OTHER PURPOSES.

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

SECTION 1. Private use of thoroughfares, unlawful. - It shall be unlawful for any person to usurp, use or convert any portion of city alleys, trails, roads, streets, bridges, wharves and public highways within the territorial jurisdiction of the City of Ormoc to his own private use or to obstruct the same in any manner unless authorized by the City Mayor.

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SECTION 2. Definition of term. - By the term "private use" is meant: drying of palay, copra, clothes, firewood, sawdusts, empty sacks and others, or piling of lumber, sand, gravel and other construction materials, or repair of vehicles or tires and the like, or utilization as dancing place, and any such other doings or operations that in one way or another constitute traffic hazards and/or obstructions.

SECTION 3. Penalty for violation. - Any violation of the provisions of this Ordinance shall be punishable by a fine of not less than thirty pesos (P30.00) but not exceeding two hundred pesos (P200.00) or an imprisonment of not less than fifteen (15) days but not exceeding three (3) months, or both such fine and imprisonment at the discretion of the court: PROVIDED, HOWEVER, That violations committed on national highways shall be penalized in accordance with Section 30 of Republic Act No. 917.

SECTION 4. Construction of this Ordinance. - If any part or section of this Ordinance shall be declared unconstitutional or ultra-vires, said part or section shall not invalidate any other provisions hereof.

SECTION 5. Repeal. - Any ordinance or parts thereof inconsistent with this Ordinance are hereby repealed or modified accordingly.

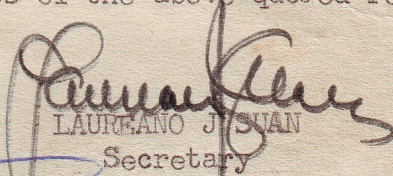
SECTION 6. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, January 28, 1970.

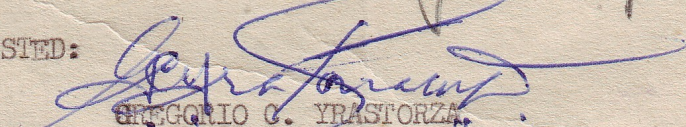
"RESOLVED, FURTHER, to furnish a copy of this resolution-ordinance each to the City Judge, the City Fiscal, the Chief of Police, the City Engineer, the City Treasurer, the City Auditor, the Motor Vehicle Registrar, LTC, and all concerned, of Ormoc City;

"CARRIED UNANIMOUSLY."

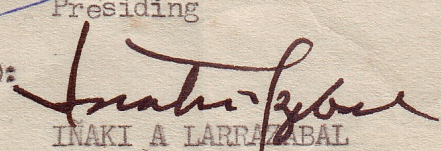
I HEREBY CERTIFY to the correctness of the above-quoted resolution-ordinance.


LAUREANO J. JUAN
Secretary

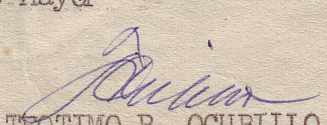
ATTESTED:


GREGORIO C. YRASTORZA
Floor Leader
Presiding

APPROVED, Feb. 2, 1970:


INAKI A. LARRAZABAL
City Mayor

ATTESTED AS APPROVED:


TEOTIMO P. OCUBILLO
Secretary to the City Mayor