

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SIXTH MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD
AT ITS SESSION HALL ON SEPTEMBER 15, 1971

PRESENT:

Hon. Jesus B. Lladoc, Vice-Mayor, Presiding Officer
Hon. Gregorio C. Yrastorza,⁸ Floor Leader
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
Hon. Dionisio Torrevillas, City Councilor

ABSENT:

N o n e .

RESOLUTION NO. 138

"The Board, on motion of Councilor Porcadilla, second-
ed by the Floor Leader;

"RESOLVED, to adopt:

ORDINANCE NO. 12

AN ORDINANCE REGULATING THE USE OF LOUD SPEAKERS
AND MOTOR VEHICLE SOUND SIGNAL DEVICES AND
PROHIBITING UNMUFFLED SOUNDS OF MOTOR VEHICLES,
REPEALING FOR THIS PURPOSE ORDINANCE NO. VII,
SERIES OF 1952, AND ORDINANCE NO. 9, SERIES
OF 1968, PROVIDING PENALTIES FOR VIOLATIONS
THEREOF, AND FOR OTHER PURPOSES

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

SECTION 1. General provision. - This Ordinance shall
be known as the "Anti-Noise Ordinance of Ormoc City".

SECTION 2. Definition of terms. - For purposes of
this Ordinance, the following terms or phrases are here-
by defined:

a) Loud speaker - any electrical contrivance or re-
ceiver producing sounds by means of a device magnifying
electric impulses called "amplifier";

b) Low sound volume - the least quantity or amount
of sound assignable, admissible or allowable in the ope-
ration of the amplifier and fairly audible within a ra-
dius of 15 meters;

c) Medium sound volume - the average or ordinary
quantity or amount of sound of an amplifier audible
within a radius of 50 meters;

d) Juke box - an automatic player of phonograph re-
cords that plays one record on deposit of a coin in the
slot;

e) Horn or siren - any device for signalling by
sound;

f) Poblacion - the city proper, including Barrios Alegria, Don Felipe, Cogon Combado, Can-adieng and Buenavista, all of Ormoc City.

SECTION 3. Regulation in the use of loud speakers. - The use of loud speakers is hereby prohibited except in public meetings or rallies, congregations, literary-musical programs, and other special occasions which functions are provided with special permits from the Office of the City Mayor. It shall be unlawful for any person to operate a loud speaker beyond the medium sound volume for advertising purposes in court, school or hospital zones, in driveways on which dwellings abound, in streets, plazas and other public places within the poblacion: PROVIDED, HOWEVER, That:

a) In benefit dances the operation of loud speakers shall be lowered to a medium sound volume starting at ten o'clock in the evening; and

b) Loud speakers of juke boxes, radio-phonographs, record players or the like machines installed in restaurants, cafes and other eateries and stores shall be operated always at a low sound volume.

SECTION 4. Prohibition against improper sounding of motor vehicle signal devices. - No person shall sound a motor vehicle horn, siren or any other signal devices, except those of authorized emergency vehicles such as ambulances, police or fire trucks on emergency calls, while the vehicle is not in motion or while said vehicle is within the vicinity of court, school or hospital zones, in driveways on which dwellings abound, in streets, plazas and other public places within the poblacion from seven o'clock in the evening until five o'clock in the morning. Blowing of horns for the purpose of calling for passengers is strictly prohibited within the poblacion at any time.

SECTION 5. Prohibition against unmuffled sounds of motor or engine of motor vehicles. - It shall be unlawful for any person to operate or drive a motor vehicle with unmuffled sound of its motor or engine. No unnecessary sound shall be given off, committed, caused or made by any motor vehicle.

SECTION 6. Penalty for violation. - Any violation of the provisions of this Ordinance shall be punishable by a fine of not less than fifty pesos but not exceeding two hundred pesos or an imprisonment of not less than five days but not exceeding thirty days, or both such fine and imprisonment at the discretion of the court.

SECTION 7. Separability Clause. - If any part or section of this Ordinance shall be declared unconstitutional or ultra vires, said declaration shall not in any way invalidate any other parts or sections hereof.

SECTION 8. Repeal. - Ordinance No. VII, series of 1952, Ordinance No. 9, series of 1968, and any other ordinance or parts thereof inconsistent with this Ordinance are hereby repealed or modified accordingly.

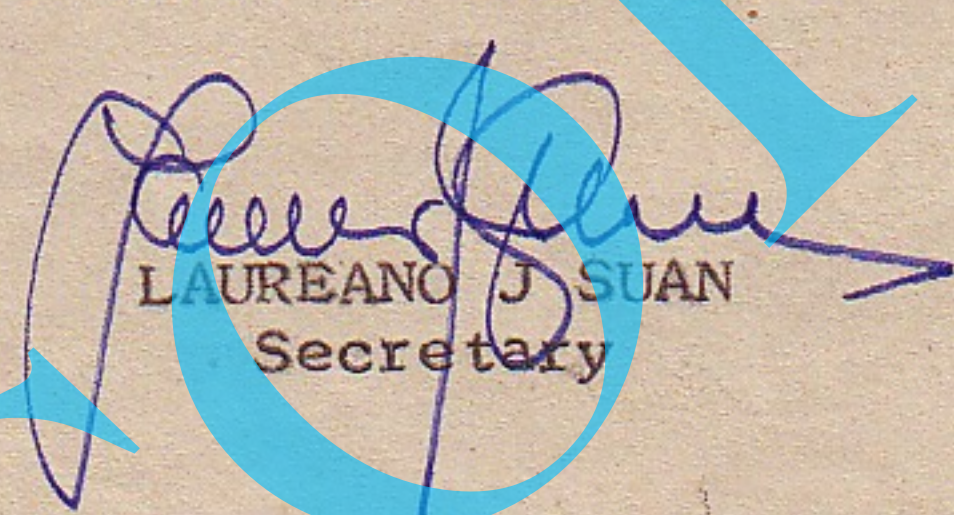
SECTION 9. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, September 15, 1971.

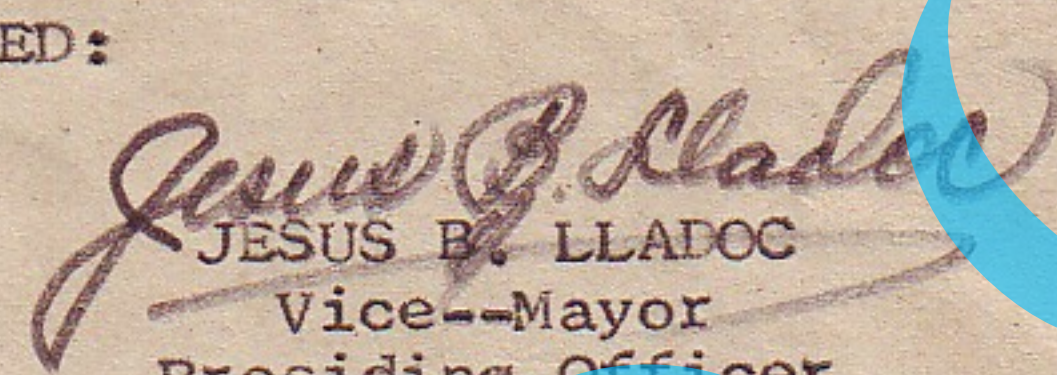
"RESOLVED, FURTHER, to furnish a copy of this Ordinance each to the City Judge, the City Fiscal, the Chief of Police, all Barrio Councils, motor vehicle operators, juke box operators and all others concerned in Ormoc City;

"CARRIED UNANIMOUSLY."


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


LAUREANO J. SUAN
Secretary


ATTESTED:


JESUS B. LLADOC
Vice-Mayor
Presiding Officer

APPROVED:


INAKI A. LARRABAL
City Mayor

ATTESTED AS APPROVED:


TEOTIMO P. OCUBILLO
Secretary to the City Mayor

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