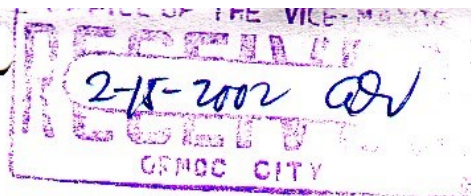


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE NINTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON FEBRUARY 14, 2002

PRESENT:



Hon. Celso P. Adolfo, Vice Mayor & Presiding Officer
Hon. Nepomuceno P. Aparis I, City Councilor, Majority Floor Leader
Hon. Jose S. Serafica, City Councilor, Minority Floor Leader
Hon. Ruvinieu E. Mendola, City Councilor, Assist. Maj. Floor Leader
Hon. Demosthenes F. Tugonon, City Councilor
Hon. Rafael C. Omega, Jr., City Councilor
Hon. Fernando P. Parrilla, City Councilor
Hon. Gregorio A. Yrastorza, Jr., City Councilor, Assist. Minority
Floor Leader
Hon. Jovencio A. Laurente, City Councilor
Hon. Fe. S. Lladoc, City Councilor
Hon. Chiqui B. Labagala, Ex-Officio City Councilor,
SK Federation President
Hon. Porferia Ma. Codilla, Ex-Officio City Councilor,
Chapter President, Liga ng mga Barangay ng Ormoc effective
June 28, 2001 in lieu of Hon. Fernando P. Parrilla
who resigned.

ABSENT:

Hon. Eduardo P. Tan, (Special Leave - Filial), City Councilor

PREFATORY STATEMENT

WHEREAS, Public Safety demands that the hanging of streamer/s in streets and roads within Ormoc City be controlled and regulated.

WHEREAS, City Ordinance No. 42, Series of 1994 only provides that streamer/s be properly placed without specifying how, where and when the hanging of streamers be allowed;

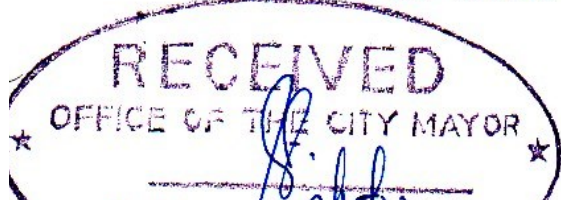
WHEREAS, the Committee finds the need that an ordinance be passed regulating the hanging of streamer/s in the streets and roads within the City of Ormoc.

FOREGOING PREMISES CONSIDERED, on Motion of Hon. Nepomuceno P. Aparis I, Chairman, Committee on Laws & Ordinances, dully seconded by City Councilors Ruvinieu E. Mendola & Fernando P. Parrilla; be it

RESOLVED, to pass:

ORDINANCE NO. 87

AN ORDINANCE REGULATING THE HANGING OF STREAMER/S IN THE STREETS AND ROADS WITHIN THE CITY OF ORMOC PROVIDING FEES AND IMPOSING PENALTY FOR VIOLATION THEREOF. THEREBY AMENDING SECTION 1(E) OF ORDINANCE 42, ENTITLED: "AN ORDINANCE ESTABLISHING CODE OF PUBLIC SAFETY DURING FESTIVITIES AND CELEBRATIONS".



SECTION 1. This Ordinance shall be known as "AN ORDINANCE REGULATING THE HANGING OF STREAMER/S IN THE STREETS AND ROADS WITHIN THE CITY OF ORMOC PROVIDING FEES AND IMPOSING PENALTY FOR VIOLATION THEREOF. THEREBY AMENDING SECTION 1(E) OF ORDINANCE 42 ENTITLED AN ORDINANCE ESTABLISHING CODE OF PUBLIC SAFETY DURING FESTIVITIES AND CELEBRATIONS.

SECTION 2. "STREAMER" defined. For purposes of this ordinance, "streamer" is defined as a long, narrow piece of fabric, plastic or cloth attached at one end and put to stream out in the wind used to advertise important affairs, events, occasions either for commercial purposes or otherwise.

SECTION 3. The streamer/s allowed to be hanged shall not be more than one (1) meter in width and five (5) meters in length.

SECTION 4. Issuance of Permit. - Any individual or group of persons, educational institutions, business establishments, organization or corporation intending to hang streamer/s in the places mentioned in Sections 7 and 9 hereof shall first secure a permit from the Permits and Licensing Office and such permit shall be issued only after the payment of a permit fee of Two Hundred (P200.00) per streamer. The permit shall state the duration of the hanging of streamer/s and the place where the streamer/s is to be hanged.

SECTION 5. In addition to the payment of a permit fee as required in the preceding section the permittee shall be required to deposit the amount of Two Hundred (P200.00) per streamer to be refunded once the permittee removes the hanged streamer/s within the period prescribed in Section 8 hereof; Failure to remove the subject streamer/s within the period herein shall cause the forfeiture of the deposit in favor of the City Government, in which event the streamer/s will now be removed by the City Government and for this purpose, the General Services Division of the City in coordination with the City Permits and Licensing Office shall conduct the removal of the subject streamer/s.

SECTION 6. Refund for the deposit shall be claimed at the City Treasurer's Office upon presentation of proof of such deposit and clearance from the Permits and Licensing Office that such streamer/s has been removed within the period prescribed.

SECTION 7. "Common Streamer Area". - The City Mayor shall designate a "common streamer area" where streamer/s shall be placed or hanged.

SECTION 8. Duration of hanging of streamer/s. - Any individual or group of persons, educational institutions, business establishments, organization or corporation which have secured the necessary permit is allowed to hang the streamer not more than 15 days before the actual conduct of the event, affair or similar purpose and shall cause the removal of the same within three (3) days from the said affair or event.

SECTION 9. Exemption - (a) Streamer/s welcoming high ranking government officials shall be allowed to hang across streets, roads and highways at such clearance as will not obstruct the passage of motor vehicles and without the need of paying the required permit fee;

(b) Streamer/s welcoming dignitaries shall likewise be allowed to hang across streets, roads and highways at such clearance as will not obstruct the passage of by motor vehicles. Payment of permit fee is not required.

(c) Hanging of streamer/s shall be allowed at the place of residence or business establishments of the permittee which have secured the necessary clearance and without the need of paying the required permit fee. Provided that the streamer/s will not be hanged across the street.

(d) streamer/s promoting government program shall be allowed to be hanged not more than 15 days before the actual conduct of the event, affair or similar purpose and shall cause the removal of the same within three (3) days from the said affair or event.

In all cases, the streamer/s hanged shall be removed immediately thereafter.

SECTION 10. Penal Provision. - Any individual or group of persons, educational institutions, business establishments, organization or corporation violating any provisions of this ordinance shall suffer the penalty of a fine of not more than TWO HUNDRED (P200.00), or imprisonment of not more than 7 days, or both fine and imprisonment at the discretion of the Honorable Court.

SECTION 11. Should any provision, section or part of this be adjudged or declared illegal or unconstitutional by any court of competent jurisdiction, such judgment shall not affect or impair the other provisions, sections, or part which shall continue to be in force and effect.

SECTION 12. Repealing Clause. - All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any provisions of this code, are hereby repealed, amended or modified accordingly.

SECTION 13. This Ordinance shall take effect after its publication once in a local newspaper of general circulation within the City of Ormoc.

RESOLVED, FURTHER, to furnish copies of this ordinance each to the Honorable City Mayor, Carmelo J. Locsin; the Chief of Police of Ormoc City; the Clean and Green Committee; the President of Liga ng mga Barangays of Ormoc City; the City Treasurer, the City and Licensing Office, the General Services Division, Heads of Educations Institutions, business establishments, organizations or corporations; and others concerned, -all in Ormoc City;

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

OSCAR P. LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:

CELSON P. ADOLFO
Vice Mayor & Presiding Officer

APPROVED:

CARMELO J. LOCSIN
City Mayor

2-18-2002

(Date)