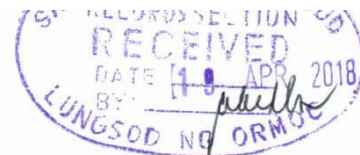


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON APRIL 12, 2018

PRESENT:

Vincent L. Rama	(OIC City Vice-Mayor & Temporary Presiding Officer)
Eusebio Gerardo S. Penserga	SP Member, Asst. Majority Floor Leader (Acting Majority Floor Leader)
Mario M. Rodriguez	SP Member
Tomas R. Serafica	SP Member, Presiding Officer "Pro-Tempore"
Benjamin S. Pongos, Jr.	SP Member
John Eulalio Nepomuceno O. Aparis II	SP Member
Lea Doris C. Villar	Minority Floor Leader
Mariano Y. Corro	SP Member, Asst. Minority Floor Leader
	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr.	(Acting City Mayor)
Nolito M. Quilang	Vice Mayor & Presiding Officer
	SP Member

ON LEAVE:

Gregorio G. Yrastorza III	SP Member
Rolando M. Villasencio	SP Member, Majority Floor Leader

PREFATORY STATEMENT

WHEREAS, the Sangguniang Panlungsod ng Ormoc (this Sanggunian) was in receipt of a communication from the Office of the City Mayor dated May 22, 2017 urgently requesting for the amendment of certain provisions found in Ormoc City Tax Ordinance No. 99-02;

WHEREAS, Tax Ordinance No. 99-02 is entitled: "An Ordinance Adopting A Revised Schedule of Water and Service Fees for the Consumer/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.";

WHEREAS, Ormoc City's ordinances regulating water and its services has been left untouched decades ago;

WHEREAS, based on the report of Ormoc Waterworks Office, the City is experiencing non-revenue of water because of the increasing number of defective and antiquated water meters which caused inaccurate and inconsistent reading of water consumption;

WHEREAS, water being vital to the development of a local government unit, it has become increasingly necessary for the city government to intervene actively in improving the management of water resources;

WHEREAS, the amendment sought for is to ensure accurate reading of water consumption and timely collection of water charges;

WHEREAS, the foregoing premises considered, this Sanggunian finds great merit in the City Mayor's requested amendment intended for the benefit of the City and to the community as a whole;

WHEREFORE, on motion of SP Member Tomas R. Serafica, Chairman, Committee on Ways and Means, severally seconded by SP Members Mario M. Rodriguez, John Eualio Nepomuceno O. Aparis II, Benjamin S. Pongos, Jr. and Mariano Y. Corro; be it

RESOLVED, to enact:

**ORDINANCE NO. 064**

**AN ORDINANCE AMENDING SECTIONS 2, 3, 4, 6 and 7 OF TAX ORDINANCE NO. 99-02 ENTITLED: "AN ORDINANCE ADOPTING A REVISED SCHEDULE OF WATER AND SERVICE FEES FOR THE CONSUMER/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 14<sup>th</sup> Sangguniang Panlungsod of Ormoc City, That:

**SECTION 1.** Section 2 of Tax Ordinance No. 99-02 shall hereby be amended, to now read as follows:

"SECTION 2. DISCOUNT FOR EARLY PAYMENT AND SURCHARGE FOR LATE PAYMENT. If the monthly water bill is paid before the due date, the consumer shall be entitled to a five percent (5%) discount therefrom. A one-time five percent (5%) surcharge shall be imposed on water bills paid after the due date.

For purposes of this Section the due date shall be twenty (20) calendar days from receipt by the water consumer of the water bill."

**SECTION 2.** Section 3 of Tax Ordinance No. 99-02 shall hereby be amended, to now read as follows:

"SECTION 3. DISCONNECTION OF WATER SERVICE. The failure of the water consumer to pay the water bill within twenty (20) calendar days from the due date thereof shall subject him/her to disconnection of water services. No disconnection shall be performed without a written notice served upon the water consumer concerned at least five (5) calendar days prior to such disconnection.

Further, the security deposit shall be forfeited in favor of the City in the event that the water services are disconnected as provided for in the immediately preceding paragraph."

**SECTION 3.** Section 4 of Tax Ordinance No. 99-02 shall hereby be amended, to now read as follows:

"SECTION 4. REPLACEMENT OF DEFECTIVE WATER METERS – The Local Government Unit of Ormoc shall provide new water meters to replace defective water meters as certified by duly authorized Ormoc Waterworks Office personnel. The cost of the replacement water meter shall be at the expense of the water consumer and shall be paid for by the latter in equal monthly installments within a period of three (3) years or the consumer may opt to pay in full. The installation of the replacement water meter shall be at the expense of the Ormoc Waterworks Office.

The City shall, for one (1) year from installation thereof, warrant the accuracy of new water meters supplied by it. The City shall replace the same with no additional charge should the latter be found to be defective as reported by the water consumer and certified by duly authorized Ormoc Waterworks Office personnel within the said period.

Water consumers who observe unusual or abnormal readings in their water bill shall report, verbally or in writing, to the Ormoc Waterworks Office which shall, within five (5) working days from verification and confirmation of such defect, replace said defective water meter.

Water consumed during the time the water meter is found to be defective by the Ormoc Waterworks Office shall be computed based on the monthly average consumption for the last three (3) months immediately prior to the month when the water meter was found to be defective. However, water consumers must report unusual or abnormal readings in their water bill within thirty (30) days from receipt thereof in order to avail of the adjusted computation. Otherwise, the water consumer shall pay the actual billed amount.

Should Ormoc Waterworks Office personnel note defects in a water consumer's meter, they shall, within forty eight (48) hours from verification and confirmation of such defect, notify the water consumer thereof and effect replacement of the same within five (5) working days from notice.

**SECTION 4.** Section 6 of Tax Ordinance no. 99-02 shall hereby be amended, to now read as follows:

"SECTION 6. WATER RECONNECTION. Water consumers whose water services have been disconnected may apply for reconnection upon full payment of the delinquent water bill, placement of new security deposit, and payment of reconnection and other necessary fees."

**SECTION 5.** Section 7 of Tax Ordinance no. 99-02 shall hereby be amended, to now read as follows:

"SECTION 7. APPLICATION FOR NEW WATER CONNECTION, PROCEDURE – All prospective water consumers shall fill up the application form for inspection and approval by the Ormoc Waterworks Office Head or his duly authorized representative. If approved, an agreement shall be executed between the water consumer and the City with the following terms and conditions:

1. That the water consumer shall make a security deposit and pay all other necessary fees before installation;

2. That a new water meter shall be provided by the Local Government Unit of Ormoc and shall be installed by authorized Ormoc Waterworks Office personnel at the expense of the consumer;
3. That the consumer shall pay in full for the new water meter upon approval of the application;
4. The City shall, for one (1) year from installation thereof, warrant the accuracy of new water meters supplied by it. The City shall replace the same with no additional charge should the latter be found to be defective as reported by the water consumer and certified by duly authorized Ormoc Waterworks Office personnel within the said period;
5. That the water bill shall contain the following information, among others:
  - a. Account number
  - b. Account name
  - c. Coverage area
  - d. Classification
  - e. Billing period
  - f. Present and previous readings
  - g. Consumption
  - h. Amount due
  - i. Due date
  - j. Disconnection date
  - k. Discount/surcharge, where applicable
  - l. Meter reader
  - m. Print date and time;
6. That the water bill shall be paid monthly and on time;
7. That the pertinent provisions of existing ordinances, rules and regulations relative to the operation of the Ormoc Waterworks Office shall form part of the contract."

**SECTION 6.** Repealing Clause - All Ordinances and or Resolutions, or portions thereof, inconsistent with this Ordinance are hereby repealed or modified accordingly.

**SECTION 7.** Separability Clause - If for any reason any provision of this Ordinance is declared unconstitutional or invalid by any competent court, the other parts or provisions hereof which are not affected thereby shall continue in full force and effect.


**SECTION 8.** Effectivity - This Ordinance shall take effect immediately upon approval and after compliance with necessary posting and publication requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, April 12, 2018.


RESOLVED, FURTHER, to furnish copies of this Ordinance, one each to, the City Mayor; the City Administrator, the City Legal Officer, the City Treasurer, the Ormoc Waterworks Office, the City Auditor, the Liga ng mga Barangay President, the DILG-City Director, and others concerned.

CARRIED UNANIMOUSLY.

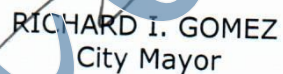
I HEREBY CERTIFY to the correctness of the above ordinance.

  
NANCY I. LOPENA  
(OIC - SP Secretary)  
Local Legislative Staff Officer V

ATTESTED:

  
VINCENT L. RAMA  
OIC-City Vice Mayor & Temporary Presiding Officer  
Asst. Majority Floor Leader  
SP Member

APPROVED:

  
RICHARD I. GOMEZ  
City Mayor

18 APR 2018

(Date)